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A SPECIAL SECTION

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The Carmel Pine Cone

Volume 91 No. 3 On the Internet: www.carmelpinecone.com January 21-27, 2005

YOUR SOURCE FOR LOCAL NEWS, ARTS AND OPINION SINCE 1915

GAS CANS GRABBED IN NICK OF TIME

By MARY BROWNFIELD

WHEN CARMEL landscaper Fernando Sanchez and his coworker stopped for sodas at Bruno's Market Wednesday afternoon, everything in his 1988 Toyota truck seemed fine.

Moments later it was engulfed in flames.

"I had turned it off; everything was off," Sanchez said as he pondered the remains of the truck he bought a year ago.

Sanchez and the other man rushed to remove gas cans from the bed of the truck as it burned. Much of his other gardening equipment was damaged or destroyed.

Carmel Public Works employee Jim Pingree noticed the smoking truck and used his scanner to notify fire and police.

The truck was completely ablaze by the time firefighters arrived from Carmel Mission, where they had been testing



PHOTO/MARY BROWNFIELD

Carmel Public Works employee Jim Pingree alerted police and fire to this 1988 Toyota truck burning in Bruno's Market parking lot Wednesday afternoon. The cars parked on either side sustained minor damage.

See **FIRE** page 7A

City hones anti-tax hike argument

By MARY BROWNFIELD

ARGUMENTS FOR and against a citizen-led effort to increase the Carmel hotel tax arrived at city hall Tuesday afternoon and will appear in the sample ballot mailed to voters before the April 5 election.

The city council met Jan. 18 to unanimously approve the anti-tax-hike language drafted by Mayor Sue McCloud and Mayor Pro-Tem Gerard Rose.

The council's argument highlights three points: "TOT is neither predictable nor dependable," because it relies on the cyclical and fickle tourist trade; "The proposed increase is not flexible," because it stipulates the money must be spent on parks, forest, beach, public buildings, capital improvements and tourism; and, "The initiative has no end date." If approved by the voters, it would require another vote of the people to rescind it.

"Please join your elected city representatives in opposing a well-intentioned, but misguided attempt to increase city revenues," the council's argument concludes.

"The ballot statement is clearly, concisely and convincingly cover the issues of why people shouldn't vote for this," said city councilman Mike Cunningham.

Rose said proponents Mike Biele, Patricia Fairbank and Jim Brun had their "hearts in the right place" when they conceived the hotel tax hike, but "they have created something more damaging than good. Sometimes that happens when

See **TOT** page 7A

Liars funnel millions of stolen dollars to Canada

By MARY BROWNFIELD

AN 88-YEAR-OLD Carmel Valley resident was bilked out of almost \$3,000 by scam artists last week who continued telephoning him to demand more money this week despite the sheriff's investigation, according to the man's daughter-in-law, Annette Martini.

"It all started on Wednesday, when someone contacted my father-in-law and told him he had won \$300,000, but to obtain the money, he would have to go to the Walmart in Salinas and wire them \$2,999," she said.

The elderly man, whose identity she wanted to protect to shelter him from further embarrassment, is only supposed to drive to and from the closest grocery store,

See **BILKED** page 11A

Photographer uses modern technology to capture ancient Big Sur cave art

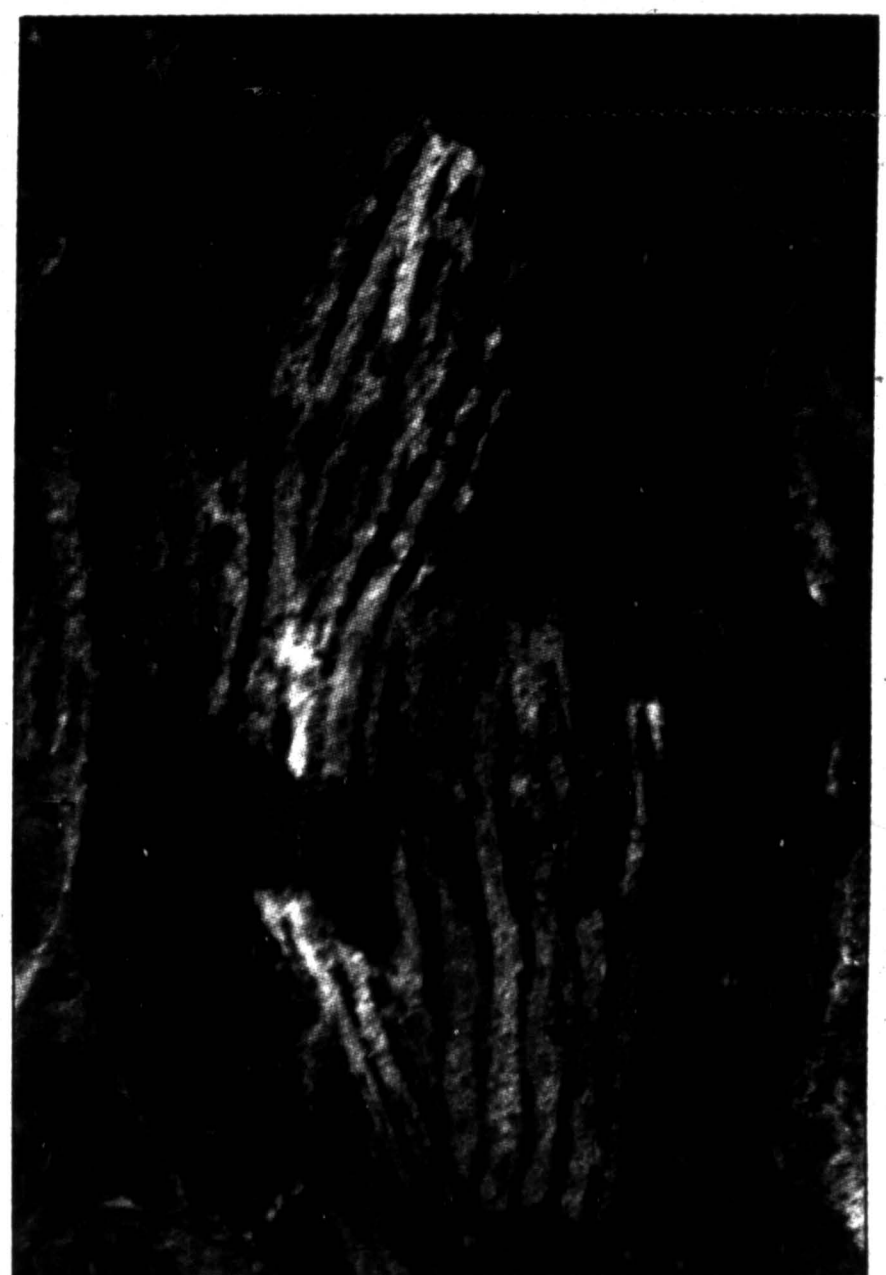
By CHRIS COUNTS

AT FIRST glance, the cave paintings appear to be just impressions of hands dipped in white paint and pressed upon dark rock. But closer investigation reveals a series of almost elegant brush strokes. Each long, thin finger is carefully outlined in white paint, creating an image that is at once graceful and haunting.

Under an overhanging rock formation deep in the Big Sur back country, photographer Daniel Bianchetta captured this image and others now featured in an exhibition of his Native American rock art photography opening at the Pacific Grove Museum of Natural History Jan. 21.

Bianchetta's fascination with cave paintings began when

See **ROCK ART** page 10A



PHOTO/DANIEL BIANCHETTA

The Esselen Indians, inhabitants of Big Sur and Upper Carmel Valley, used limestone and bear fat to create rock art. The Pacific Grove Natural History Museum will present a photographic exhibition of the ancient paintings starting Jan. 21.

CARMEL VALLEY INCORPORATION BOOSTERS PLEAD FOR \$25,000 BREAK

By CHRIS COUNTS

PROPOSERS OF the drive to incorporate Carmel Valley will find out at a public hearing Jan. 24 if they must pay for a \$25,000 initial environmental study.

At a public hearing last month, Carmel Valley resident John Dalessio urged Local Agency Formation Commission members to grant an exemption from the study, which he said is unnecessary. Two LAFCO members expressed sympathy for Dalessio's view.

Proponents will make their case for the exemption at the Jan. 24 hearing, but LAFCO's executive officer, Kate McKenna, said she will recommend at the hearing that LAFCO require the study.

"I don't believe granting an exemption is the proper action based on research of what other LAFCOs have done," McKenna said. "I will ask the commission to proceed with the initial study."

McKenna said in cases where an exemption from the initial study has been granted, there has been little or no controversy surrounding incorporation, which isn't the case in Carmel Valley. An exemption could also expose the commission to legal challenges, she said.

And the initial study could be just the beginning. It could find that incorporation has little or no environmental impact, or it could trigger a full-fledged environmental impact report, which could cost hundreds of thousands of dollars and sig-

See **INCORPORATE** page 13A

Carmelo Bay Garden club solicits gifts for soldiers

By MARY BROWNFIELD

MEMBERS OF the Carmelo Bay Garden Club stayed out of the flowerbeds Friday, instead dedicating their time to packaging Valentine's Day gifts for Marines in Iraq.

Using club funds and donations from its members, 14 women gathered in the Carmel home of Lori Addison to fill 125 ziploc bags with candy, gum, tee, coffee, lotion, shampoo, soap, toothpaste, playing cards and other items much appreciated in the dusty desert environs, according to club member Jo Irmas.

The group could have sent cash but instead chose a more personal expression of support for soldiers overseas.

"We decorated the bags and wrote per-

sonal messages to them, and signed them from the garden club," she said. "We're trying to make them understand there are people who think about them."

The Jan. 14 effort was just the beginning. The club is also setting out Support Our Troops mailboxes in Peninsula stores, including Hacienda Hay & Feed on Carmel Valley Road, according to Elinor Snortum, a member for 21 years.

People can drop off letters, cards, pictures drawn by children, photos of pets or other images of home, gum, jerky, ground coffee, individually packaged wet wipes, hard candy and other nonperishable items in the large decorated boxes.

Valentine's Day care packages will be

See *CARE* page 9 of the
Real Estate section



PHOTO/COURTESY JO IRMAS

Fourteen ladies of the Carmelo Bay Garden Club and a dog packed plastic bags full of Valentine's Day goodies for soldiers in Iraq Friday.

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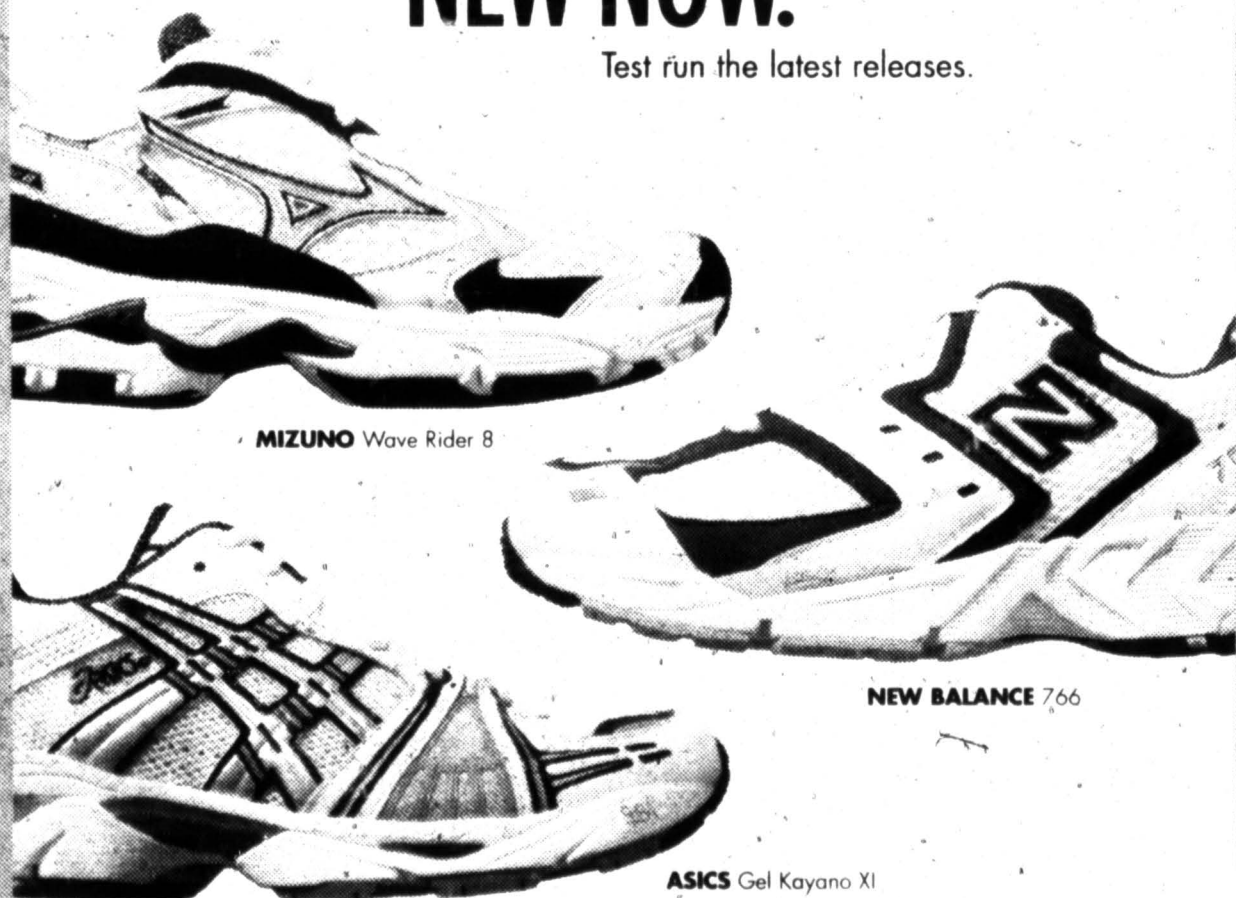
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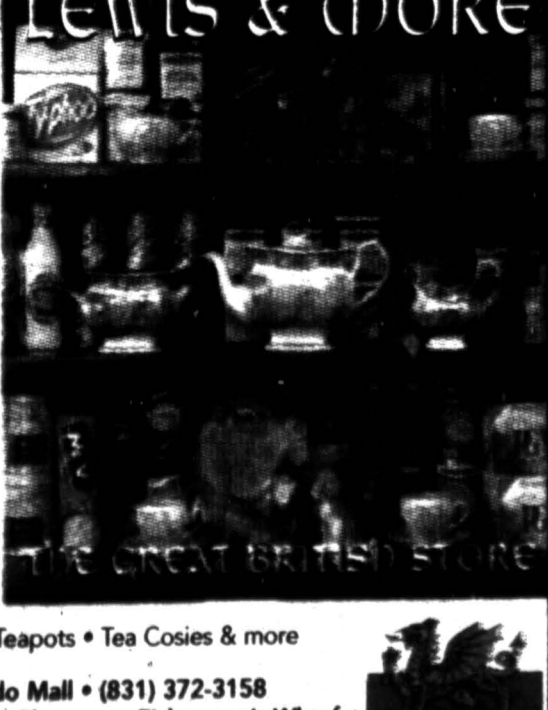
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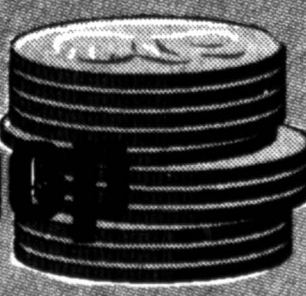


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JAN 2005



Police, Fire & Sheriff's Log

Poor insulation caused disturbance of the peace

HERE'S A look at some of the significant calls logged by the Carmel-by-the-Sea Police Department and the Monterey County Sheriff's Office last week. This week's log compiled by Mary Brownfield.

SATURDAY, JANUARY 8

Carmel-by-the-Sea: Engine 7111 and Battalion Chief 7105 responded to a report of wires down at Casanova and 10th. Crews

secured the area and waited the arrival of PG&E for downed primary arcing electrical wires.

Carmel-by-the-Sea: Engine 7111 responded to a tree into a vehicle at Mission and Eighth. At the request of police units on scene, fire crews cut and removed a broken pine tree limb that had fallen onto two parked vehicles, causing considerable damage.

Carmel-by-the-Sea: On-duty crews received a walk-in medical at the station.

Firefighters assisted ambulance crew with vitals, EKG, I.V., patient report information and loading for a middle-aged female complaining of difficulty breathing. Patient transported to CHOMP via ambulance.

Carmel Valley: An anonymous person reported by e-mail that there were people living in vehicles and sheds on the property on Aliso Road as well as numerous abandoned vehicles. Property owner is a 56-year-old male.

Carmel Valley: Female Country Club Drive resident reported her 16-year-old niece received a tattoo from the father of one of the girl's friends.

Carmel Valley: A 29-year-old female Valle Vista Drive resident reported receiving annoying telephone calls from her ex-husband.

Carmel area: An anonymous person reported three juvenile males attempted to steal a street sign in front of Clocktower Place on Via Nona Marie, but the juveniles fled without the sign when they realized law enforcement was being called. Juveniles were counseled.

SUNDAY, JANUARY 9

Carmel-by-the-Sea: Male Junipero Street

resident reported his fence on the south side of his property had been taken down. He said his neighbor, who owns the property just to the south, had a land survey done about 18 months ago. At that time, the neighbor placed property stakes around the caller's land, just north of the fence line. He said the last time he saw the fence intact was on 12-15-04. When he arrived at his house on 01-08-05, he noticed his fence was down and the stakes were gone. Advised him he was involved in a civil problem and that he needed to get in contact with his neighbor to solve the problem. If that didn't work, his other option is to go to small claims court.

Carmel-by-the-Sea: At approximately 1254 hours, observed an unsecured trash violation. Business on San Carlos Street responsible for the trash was contacted and a warning was given.

See **POLICE LOG** page 8B

The Crossword Puzzle
is on page 23A

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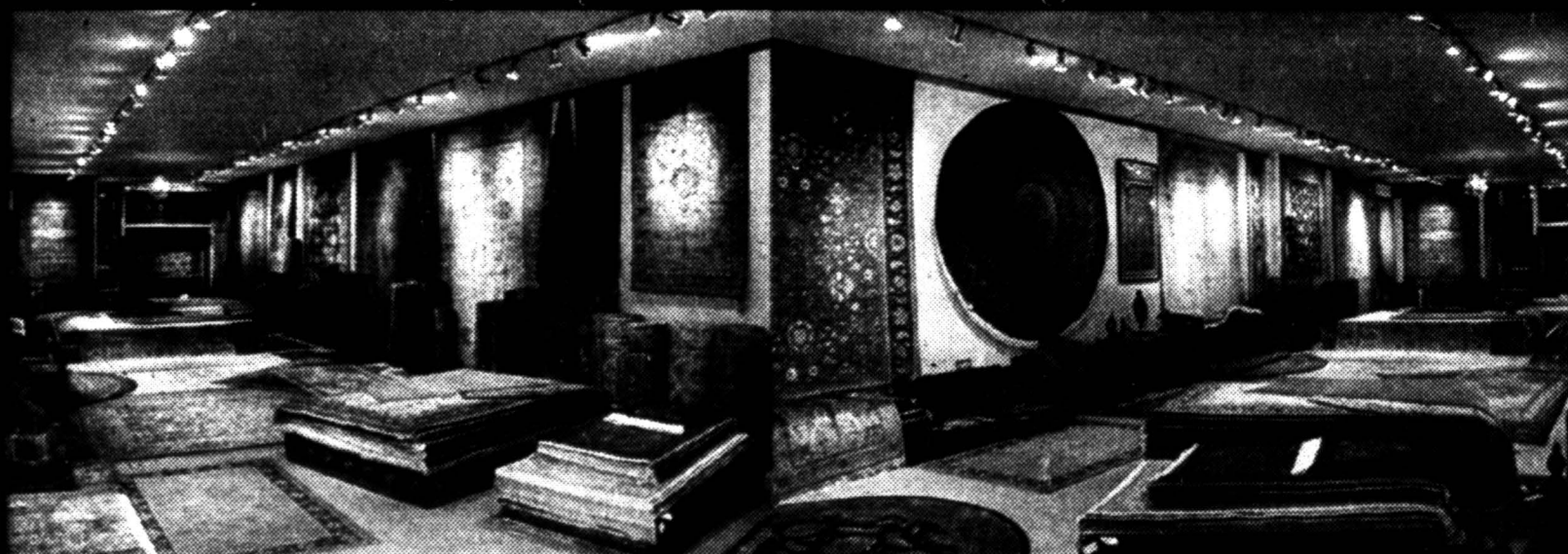
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NOW IN its 90th year, The Carmel Pine Cone has relocated to new offices. Our Carmel newsroom, which also accepts classifieds, subscription orders, ad copy and the like, is located in Suite I at Stonehouse Terrace, San Carlos south of Seventh. Our new production and sales office can be found in a beautiful old Victorian at 734 Lighthouse Ave. in Pacific Grove. Our mailing address, P.O. Box G-1, Carmel, CA 93921, and our main phone number, (831) 624-0162, are unchanged. However, staff members have their own direct phone numbers:

Paul Miller, publisher, 274-8690
Kirstie Wilde, publisher, 274-8666

Tim Cadigan, sales manager, 274-8603
Jung Yi, ad sales, 274-8684
Barbara Gianotti, ad sales, 274-8645
Joann Kiehn, ad sales, 274-8656
Karen Hanlon, ad sales, 274-8654

Jackie Cromwell, production manager, 274-8634
Sharron Smith, layout & design, 274-8642
Laura Hamilton, layout & design, 274-8643

Anne Papineau, layout & arts editor, 274-8664
Margot Nichols, ass't arts editor, 274-8662
Mary Brownfield, reporter, 274-8660
Chris Counts, reporter, 274-8686

Alex Diaz, accounting, classified and legal advertising, 274-8590
Vanessa Jimenez, classifieds, legals and subscriptions, 274-8652
Irma Garcia, classifieds, legals and subscriptions, 274-8652

We also have new fax numbers:
Newsroom, 375-5018
Sales department, 375-5017
Carmel office, 624-0164

Due to delays in obtaining DSL Internet service from SBC, our website and e-mail server have been temporarily unavailable. We hope to have them back online within a few days. In the meantime, our email address is cpc@mbay.net.

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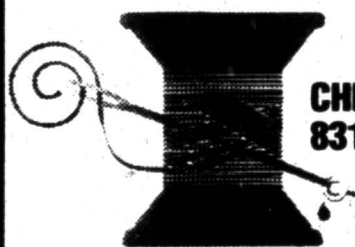
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TOT

om page 1A

People don't have the legal and factual background to propose a successful initiative."

The council, minus Erik Bethel, who was not at town, voted to approve the argument. Bethel pledged his support for the statement before the meeting, though he had not seen the draft.

The pro side

Written and signed by Biele, Fairbank and Brun, the statement in favor argues the proposed tax increase is fair because it could be charged to visitors "to ensure they pay their fair share" for city services and infrastructure. They said Carmel maintains services comparable to a city five times its size in order to accommodate tourists.

"This tax is paid entirely by visitors," it adds. "It doesn't cost residents one dime."

Jack London's hosts Bruceski

HE MAY be gone, but caddie Bruce Bruceski left a mark deep enough on the owners of Jack London's in Carmel that they continue hosting the semiannual fundraiser in his honor. The money raised in the silent auction and reception will support research for the terminal illness he had — ALS, or

Proponents also said the state takes a large share of property and sales taxes but can not touch the transient occupancy tax, which would increase an estimated \$700,000 a year if the increase is passed. The money would "help pay for vital services that we and visitors need in our town!" they wrote.

"The proposed 2 percent hotel tax increase for Carmel represents \$2 on a \$100 hotel room, less than the price of a cafe latte," they concluded.

According to the schedule drawn up by Monterey County Registrar of Voters Tony Anchondo, rebuttals to those arguments are due Jan. 25. Sample ballots containing the statements, an impartial analysis by city attorney Don Freeman and other information will be mailed to voters beginning March 11, and the vote will take place April 5 at Sunset Center. The tax increase would require approval of two-thirds of the voters in order to pass.

FIRE

From page 1A

hoses. They quickly doused most of the flames before struggling to force open the hood to extinguish the fire in the engine compartment.

Carmel Police Officer Chris Johnson moved cars parked on either side, though the door handle on one of them was so hot that he asked a firefighter with heavy gloves to open it. He said the vehicles' paint surfaces sustained some damage from the heat.

Pingree and other witnesses said the fire ignited in the passenger compartment, which Carmel Fire Shift Commander Bruce Meyer confirmed.

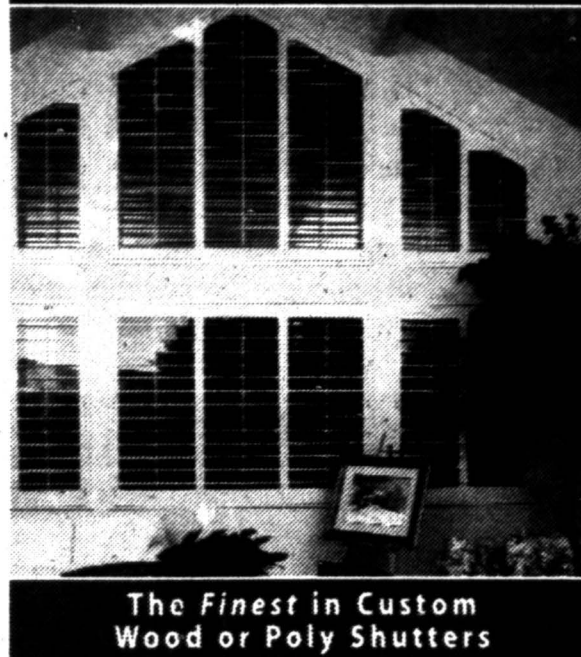
"It most definitely started in the cab," he

said, pointing to the burn patterns on the doors and the complete destruction of the interior. "It was probably caused by an electrical short, but I can't say for sure because there's too much damage."

Minutes before the fire, Sanchez had been pulled over and cited for not wearing a seat belt, but Johnson took the ticket back afterward. A sympathetic Bruno's worker gave him a sandwich.

Sanchez, whose father came to the scene to pick him up, said he had another truck at home and that the Toyota was insured. He was grateful no one was hurt — and that nothing exploded — and said he had been set to pick up an expensive table which he was relieved was not in the truck when it caught fire. The Toyota was towed to the lot at Carmel Chevron.

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Smoky, dark Carmel Plaza tests firefighters' mettle

By MARY BROWNFIELD

A WOMAN in hysterics and billowing clouds of smoke greeted firefighters and an ambulance crew at Carmel Plaza last Thursday night.

They and the fire in the downtown shopping center reported just before 7:30 p.m. Jan. 13 were part of an elaborate drill to test the skills of 10 emergency workers.

"We were trying to develop some form of drill that would cover the basics we normally do, as well as provide a more enhanced, realistic environment," said firefighter and paramedic David Jedinak, who organized the exercise.

It all came together in a mere five hours Thursday, after Jedinak approached Dawson at the Plaza to see if some vacant store space might be used for practice, Manager Tod Strain said it was.

Considering that complaints about noise and disruptions have made finding Thursday night training locations difficult — forcing firefighters to drill at the public works yard and Vista Lobos — the Plaza was a jackpot.

Jedinak filled the 1,000 square-foot store, which contains cubicles and a back room, roof access and a closet, with furniture and pallets to help stymie rescue efforts. He borrowed a space heater that would be picked up by the thermal imager and reserved the smoke machine that's shared by several fire departments. He also asked a friend to play the role of a panic-stricken woman whose friend is lost in the fire. And he had videographer Paul Franklin record the drill so it could be critiqued afterward.

Jedinak was thrilled with the prospect of practicing at the Plaza, which covers a city block and has three levels.

"It has a lot of characteristics that need more involved firefighting tactics than you get with a standard residential building," he said. Its multiple levels demand different strategies for attacking a fire, evacuating and rescuing victims.

No clues given

When the firefighters and ambulance crew arrived for the drill that evening, "they were completely left in the dark with regard to what was going to take place," Jedinak said.

The call of a possible fire at Carmel Plaza came at 7:24 p.m. En route, the engine received a dispatcher's update that a woman had been working in her shop, which filled with smoke, and that someone might still be inside.

"They were greeted by this frantic, hysterical woman screaming about her friend," Jedinak said.

To throw off the crew, she had been told to lead them to the wrong location, so firefighters had to adjust their strategy after they entered the shopping center and realized the smoke was coming from a third-floor store.

The second engine and the battalion chief arrived minutes later, and firefighters connected a hose to a hydrant — but only simulated letting the water flow — and ran it up the stairs.

Entering "a completely smoke-filled environment with zero visibility" that would have otherwise disoriented them in seconds, firefighters used their thermal imager to search

for the "victim," (a dummy).

"Then we extended the circumstances to include a firefighter lost in the fire," Jedinak said. "The standard backup crew immediately entered to perform the secondary search for the missing firefighter."

All told, the drill took about 35 or 40 minutes and generated little response from onlookers, except the diners in the Flying Fish Grill who came upstairs to see what the fuss and smoke were about.

"Our hysterical woman became our spokesperson," Jedinak said, as she stopped screaming and told everyone it was just a drill.

"It was really an excellent learning experience," he said.


Operationally, he found few flaws, though the first arriving officer admitted the hysterical woman threw him for a loop.

Jedinak reviewed the video, which will also be shown to other firefighters. "The perception when you're watching it is things take forever," he said. "But in reality, it's well within the timeframe."

"When you set up an event like this with such detail, you only have the opportunity to do it once," he said. "And then everyone gets to see it."

He thanked the Plaza for its support of Carmel Fire training.

"When we do have these opportunities, we hope to make the best of them, and I would look forward to future training at Carmel Plaza," he said. "I think you can never have enough, when it comes to large structures like that."



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Inconventional school thrives in an unconventional place

By CHRIS COUNTS

WHEN TONYA Creamer talks about her job description at the Big Sur Charter School, it is clear she's working with a small staff.

"I'm the teacher of record," explains Creamer, director of the school. "I'm also the librarian, the technology coordinator, the independent study teacher and the janitor."

Is she the director and the janitor? Even in a place where understaffed schools are commonplace, Creamer's list of duties is long and beyond. Thankfully, she is looking for a school with an enrollment of just 25 home-schooled students spread out on one end of Monterey County (from San Jose to the other (Prunedale)).

The school's small enrollment is not a reflection of its lack of success, but rather a reflection of its remote location. Big Sur's two "traditional" public schools, Captain Cooper School and Pacific Valley School, have a combined enrollment of fewer than 100 students.

Some older students make the long drive every day from the Monterey Peninsula for middle and high school.

The role of charter schools within the public education system has been controversial. Experts have criticized charter schools for lack of accountability, but supporters point to the demand for them as proof they work.

Operating an unconventional school in an unconventional place can be an uphill battle. Creamer wants to get the word out that the Big Sur Charter School provides quality education.

"We have a strong academic program," said Creamer, who works out of a small office near the Big Sur River Inn. "We have a lot of great resource materials."

While the school primarily oversees course work taught at home, it also offers enrichment classes and field trips.

The school operates on a budget of about \$100,000 a year. Obviously, it is administered through the San Lorenzo Valley School District in the Santa Cruz mountains. Creamer said she's because nobody closer wanted the job.

She points to the survival of her school as evidence that

charter schools have a place in Big Sur. The independent nature of charter schools seems to appeal to the independent nature of Big Sur's residents.

"There is more freedom of choice for curriculum and materials," said the 31-year-old educator. "In traditional public schools, books are required to have an official stamp of approval. We can use any books we choose."

The lack of bureaucracy in charter schools is refreshing.

"I get to write policies instead of saying, 'I don't like these policies,'" she said. "I don't have to fill out so many forms."

Traditional public schools are also required to hire teachers with teaching credentials, but at Big Sur Charter School, only Creamer must have that.

"It allows us to put an emphasis on other credentials, such as desire and passion."

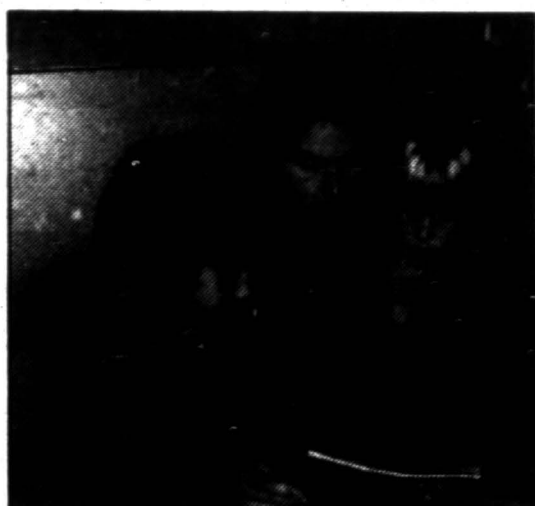
If passion and desire are what the school was seeking, it hit the jackpot when Creamer came on board.

"When I got here, we had two bookshelves and no computer," she said. "I thrive in a situation where I feel I can make a difference."

Before taking over the Big Sur Charter School five years ago, Creamer taught middle school in San Lucas, a small town seven miles south of King City. Creamer commuted two hours and 40 minutes round trip from her home in Big Sur during that time. When the house she was living in burned down, she moved into a teepee for the summer and continued her lengthy commute.

Clearly, resilience is one of Creamer's assets.

"If I weren't resilient, Mother Big Sur would have run me out of here long ago," she said.



Teacher Tonya Creamer and two of her charges in Big Sur.

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ROCK ART

From page 1A

he accompanied his wife, Cynthia, to a photography workshop at China Lake 15 years ago. Already an accomplished fine art photographer, she bought him a new camera just before the trip.

At the China Lake rock art site, near a U.S. Naval weapons test facility on the western edge of the Mojave desert, Bianchetta discovered images that fired his imagination. "I fell in love with the rock art at China

Lake," recalled Bianchetta, who has lived in Big Sur and worked at the Esalen Institute for over 31 years. "China Lake has the highest density of rock art in North America."

Inspired by that trip, Bianchetta and his wife began a series of annual pilgrimages to rock art sites located throughout the Western United States. Typically, they spend a month on the road, usually in July.

Along the way, the Bianchettas (and their pet wolf, Kashi) have encountered countless clear, starry nights, almost unbearable summer heat, and quite a few memorable adventures in their search for rock art. Sites are

often located in remote, obscure and generally hard-to-find places.

"I came up with a term I call 'EPG,'" said Bianchetta. "It stands for 'effort per glyph.' Sometimes it's a five-minute walk and sometimes it's a five-mile hike."

Bianchetta said he often relies on his intuition to find rock art, but "good directions help."

After traveling the west in search of rock art, it was inevitable that Bianchetta would cast his photographic gaze to the mountains that lie just east of his longtime Big Sur home. Since his first trip into the Big Sur backcountry, he has been captivated by the Esselen Indians, one of North America's most obscure and least-documented tribes.

"Archaeologists have called the Esselen primitive," said Bianchetta, who served in the U.S. Navy on board a nuclear submarine during the Vietnam War. "But we've also never found any evidence that they engaged in major warfare. If that's primitive, we could use some of that."

To create the images of hands that decorate a few local archaeological sites, the Esselen Indians created paint made from limestone and bear fat.

While Bianchetta maintains a deep appreciation for the simplicity of the rock art technique, he prefers to utilize modern technology for his craft. He shoots with a digital camera, and his studio is filled with computers, scanners and printers.

So thanks to the wonders of modern technology, Bianchetta is able to provide a fascinating glimpse into an ancient and seemingly lost world.

"When people see rock art, it wakes up an old place in them," he said.



PHOTO/DANIEL BIANCHETTA

Bianchetta has traveled annually for 15 years to China Lake at the western edge of the Mojave Desert to capture rock art images like this one.

The exhibit features 60 photographs, some of which depict creations over 10,000 years old.

"We call it rock art," said Bianchetta. "Most California tribes didn't have a word for it. Like religion, they didn't identify it as something that was separate from themselves."

The public is invited to an artist's reception at the gallery on Jan. 21 from 7-9 p.m. For more information, call (831) 648-5716 or visit www.pgmuseum.org.

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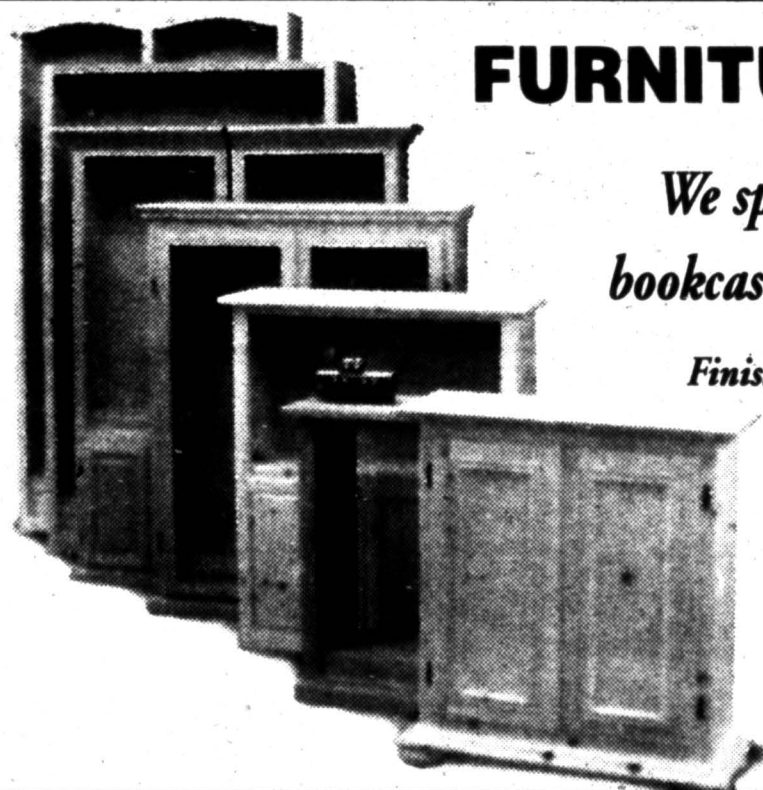
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BILKED

from page 1A

he drove to Salinas and sent the money.

At first, he didn't tell anyone about the phone call or his trip to Salinas, but he finally told Martini's husband about the scam.

"My husband explained that it was a con — a scam — and they called back, to call the sheriff," she said.

Her father-in-law then telephoned her Friday morning and told her the winnings were on their way to him in an armored truck.

Martini called the sheriff.

"When I arrived at his house, the scammers were still on the phone with him," she said. "They said the truck, a Brinks truck, was in Monterey and ready to come, but he needed to pay another \$2,999 fee first."

She tried to get him to string the scammers along so they might still be on the line when the sheriff's deputy arrived, but a scribbled note to that effect led her father-in-law to tell the suspects police were on the way.

"They said they would call back in 30 minutes," she said. They didn't, but this week the scammers continued calling her target, attempting to get more money out of him.

Cash to Canada

Monterey County Deputy District Attorney Denine Guy, who works in the consumer and environmental protection division, said the scenario is not uncommon.

"We have had a half dozen folks report this victimization over the fact," she said. "We were only able to intercept one person from wiring more money."

That victim, who lives in Monterey, had already sent \$2,000 to the thieves when she contacted law enforcement with questions about wiring funds to a location that didn't have a street address.

"We found out she'd already given them thousands, and they wanted more," she said.

Claiming the victim has won a foreign lottery or sweepstakes, the scam artists often have the money wired out of the country.

"Canada seems to be the most frequent recipient of this kind of fraud," Guy said.

Victims send the money via Western Union, and a person bearing an alias and wearing a disguise retrieves it on the other end before disappearing without a trace. Amounts of just under \$3,000 are often requested to avoid security triggers pulled when wires from Western Union hit that amount.

Many victims don't realize they've been defrauded until much later, leaving an already thin trail even colder.

"The trail is so dead end that it doesn't give law enforcement here much to work with," Guy said. "It's usually a cold call, and there's no way to trace who the call comes from."

Suspects sometimes establish a relationship with their victims before convincing them to wire money to someone, Guy said. "And of course, that person doesn't exist."

Further complicating the issue, many victims remain convinced they will still receive a substantial amount of money, even if they acknowledge losing thousands of dollars in "fees."

"Even when you tell them they've been defrauded and those thousands went nowhere, they still think they've won," Guy said. "They don't understand there are no winnings."

The prospect of riches also dissuades them from telling friends, family and neighbors for fear those people might try to take the money.

American law enforcement agencies such as Guy's work with a Western Union and a Canadian consortium called PhoneBusters to try to track down the thieves.

"PhoneBusters includes the Royal Canadian Police, the Canadian Better Business Bureau, Ontario Police Department — a lot of different Canadian law enforcement all together," Guy said. "They coordinate with our FBI and law enforcement agencies."

PhoneBusters is gathering information to help break the scammers' rings, but Guy said the cases are so difficult to crack that prevention is key.

The Federal Trade Commission website at www.ftc.gov offers several write-ups on recognizing, fighting and reporting fraud of various types.

"Hang Up On Cross-Border Phone Fraud" advises consumers never to pay money to receive a prize ("Free is free," it reminds readers), and never share bank account or credit card

information with an unsolicited caller. It also advises anyone who receives a suspected bogus call to contact the Federal Trade Commission toll-free at (877) FTC-HELP (382-4357).

Martini also approached the FBI, which told her it would need at least \$100,000 in losses before an investigation could be opened. She asked anyone who has been a victim of this particular scam to contact the sheriff's department at (831) 647-7702. She also identified the names of the suspects who continue to telephone her father-in-law: Scott Rowland, Thomas Spurling, Robert Kuly and Dwayne Anderson.

ON THE COVER

THE PHOTO on the cover of our special section, "Your Perfect Wedding," was taken by former Carmel Police Detective Warren "Pete" Poitras. More examples of his outstanding wedding photography can be found at his web site, www.weddingphotographercarmel.com.

Carmel Beach Cleanup

Saturday, January 22

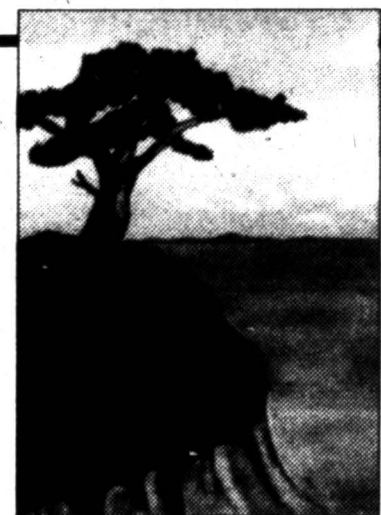
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Scouts repair biker damage in Mission Trail Park

By MARY BROWNFIELD

CARMEL VALLEY resident Chase Howe should soon obtain the esteemed rank of Eagle Scout, and the City of Carmel can scratch an item off its to-do list.

Howe, a 17-year-old Robert Louis Stevenson senior who has been involved in Boy Scouts since the second grade, spent his weekend in Mission Trail Nature Preserve with 13 Scouts and other helpers repairing hillsides scarred by off-trail mountain bikers and erecting barricades to keep cyclists on the right paths.

Today's Real Estate

by MAUREEN MASON
Certified Residential Specialist

The Bigger Picture of Real Estate

Even in the most luxurious housing communities, where prices and sales volume seem disconnected from the larger real estate market, one of the safest financial bets is that a person's home will continue to increase in value in the coming years. It is telling, for example, to look back at articles written ten to twenty years ago in which the writers speculate on the likelihood that real estate values will continue to climb in our area. Very often, the writers are overwhelmed by what was then an astonishing rise in values and find it difficult to imagine that values could continue to rise at such a pace. What we've seen, though, is that values have risen at such a pace. What we've seen though, is that values have risen at even faster paces since then.

Past performance, as they say, is no guarantee of the future—and we've even seen times when real estate values declined for a few years while the local economy reinvented itself. We know that, if our economy were to fall into a deep and lasting recession, real estate values could again waver. But the pattern of this entire century is clear. A home bought in a strong market for \$5,000 in the 1920s is worth one to two hundred times that today.

One lesson of this story is that it is almost always worth stretching to get into a house today, rather than renting or compromising and waiting to buy the home you really want. And there are many ways that you can do that stretching, safely but creatively, in today's marketplace. Any questions? Just call Maureen at 622-2565 and visit her website at www.maureenmason.com.

Maureen Mason is a Realtor®
with Coldwell Banker Del Monte Realty.



City forester Mike Branson, whose son is also a Boy Scout, offered the work to Howe, who had been asking him for potential projects.

Fewer than 2 percent of all Boy Scouts make it through the six ranks to become Eagles, and before age 18, they must obtain 21 merit badges in everything from archery to wilderness survival, serve as a troop youth leader for at least 16 months, spend 13 hours on service projects, and plan, lead and complete an Eagle Project. Hank Aaron, Gerald Ford, Steven Spielberg, Neil Armstrong, H. Ross Perot and Donald Rumsfeld are among the 1.2 million boys to become Eagle Scouts since Boy Scouts of America formed in 1910.

Howe met Branson more than a year ago in the Boy Scouts' White Stag Leadership Program, where he was a youth leader and Branson was a volunteer.

Months later, Branson suggested he take on the needed trail restoration work, which had been called to the city's attention by resident Sarah Berling.

"We use low wooden barricades that don't make it as easy [to ride off-trail] and direct people to keep them on the trails," Branson said. "It's managed as a nature preserve, so we want people to stay on the trails as much as possible."

In addition to the barricades, the ruts would have to be filled and spread with native seeds. The city had been poised to do the work in-house when Branson asked city administrator Rich Guillen if it could serve as an Eagle Scout project, which would take longer to complete, but the labor would be free and the Scouts would benefit.



PHOTO/SCOTTWHITNEY.COM

Eagle Scout candidate Chase Howe (right) and fellow Scouts installed barriers to convince mountain bikers to stay on trails in Mission Trails Park.

Howe developed his strategy and presented it to Scouting officials for approval.

With their go-ahead, he drummed up support from his

See Eagles, page 13A

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Carmel Valley

INCORPORATION

on page 1A

icantly delay the drive to incorporate.

The hearing will also offer LAFCO staff an opportunity to sent status reports on two other key incorporation issues: the fiscal analysis of incorporation and a service plan for proposed town of Carmel Valley.

LAFCO released a draft fiscal analysis on Jan. 3. It is clear from the report whether the proposed town will be able to pay its bills, a requirement for incorporation.

"Carmel Valley may be financially feasible as a city, pending on the mitigation payment negotiated between the proponents and the County of Monterey," the report states.

While the amount of the mitigation payment is subject to negotiations between proponents and the county that will begin in mid-February, the report indicates incorporation could deprive the county of \$2.5 million annually. So if the county refuses to budge on the amount of the mitigation payment, there is question whether the proposed town would be able to operate.

The report also states the proposed town "is highly dependent on sales tax and transient occupancy tax revenue for financial viability," adding that "an economic downturn

EAGLES

on page 12A

With their go-ahead, he drummed up support from his scoutmasters and others in Troop 127, met with Branson in the park to lay out the plans, and accompanied a public works employee to Hayward Lumber to buy materials. Howe met with a few Scouts who would be team leaders and painted where the post holes would be dug.

Following days of rain, the sun shone brightly Jan. 15, when the Scouts got to work. Howe assigned tasks to three teams: One assembled the barriers; a second dug holes and prepared each of the three sites; and the third undertook trail restoration and beautification.

At lunchtime, they refreshed themselves with sandwiches, drinks and snacks donated by Bruno's Market. So efficient was the group that most of the labor was finished on Saturday, though Sunday also had been set aside.

"I was really surprised how well it went," he said, because many Eagle Scout projects seem to involve a certain amount of standing around. "Everyone showed up to work and was really gung ho."

He credited some of the success to Scoutmaster Mike Hatfield, who set aside his weekend to work in the park.

Branson still needs to sign off on the project, and Howe must present it to the board before he turns 18 on Feb. 25.

While the city paid for the materials and provided the tools, "it saved two or three of our guys a day of work," Branson said. "It's a good way to facilitate these types of projects, and it's helping youth out. All the Scouts who participated get credit for community service hours."

Branson tries to keep potential projects in mind, though much of the city's work is not suitable.

"If you call and the time is right, you can get lucky," he

could adversely affect the new city."

Aside from the yet-to-be-determined mitigation payment to the county, the study projects the town's budget to have an annual surplus of about \$2.2 million in its second year of operation. By its seventh year, the surplus is estimated to increase to \$2.8 million annually.

Another factor in the financial feasibility equation is the town's road fund. A change in the way gas tax revenues are calculated will result in annual road fund budget deficits of more than \$100,000 annually beginning in the town's eighth year of operation. The reports suggests "it may be necessary to transfer funds from the general fund to cover deficits in the road fund."

The second status report will discuss the town's ability to provide services to its residents. McKenna said the plan essentially details "how the city will function," by measuring the impact of incorporation on the road system, law enforcement, sewers, schools and other aspects of the town's infrastructure.

"We have contracted with a consultant to prepare the plan and have a draft ready for review in February," McKenna said.

Studies on the feasibility of incorporating Carmel Valley were first conducted in 1964, according to the Carmel Valley Forum, a local nonprofit group supporting incorporation. Several subsequent efforts to incorporate stalled, but a petition drive in the spring of 2003 that gathered 2,500 signatures led LAFCO to formally begin the lengthy incorporation process.

If incorporation is determined to have no environmental impact, if the proposed town is determined to be financially

feasible, and if a service plan for the town's infrastructure is approved, Carmel Valley residents could have an opportunity to vote on incorporation by late 2005 or early 2006.

The public will also have an opportunity to speak at the hearing on Monday, which will begin at 4 p.m. in the board of supervisors chambers, which is located in Room 225 on the second floor of the East Wing of the Monterey County Courthouse at 240 Church St. in Salinas.

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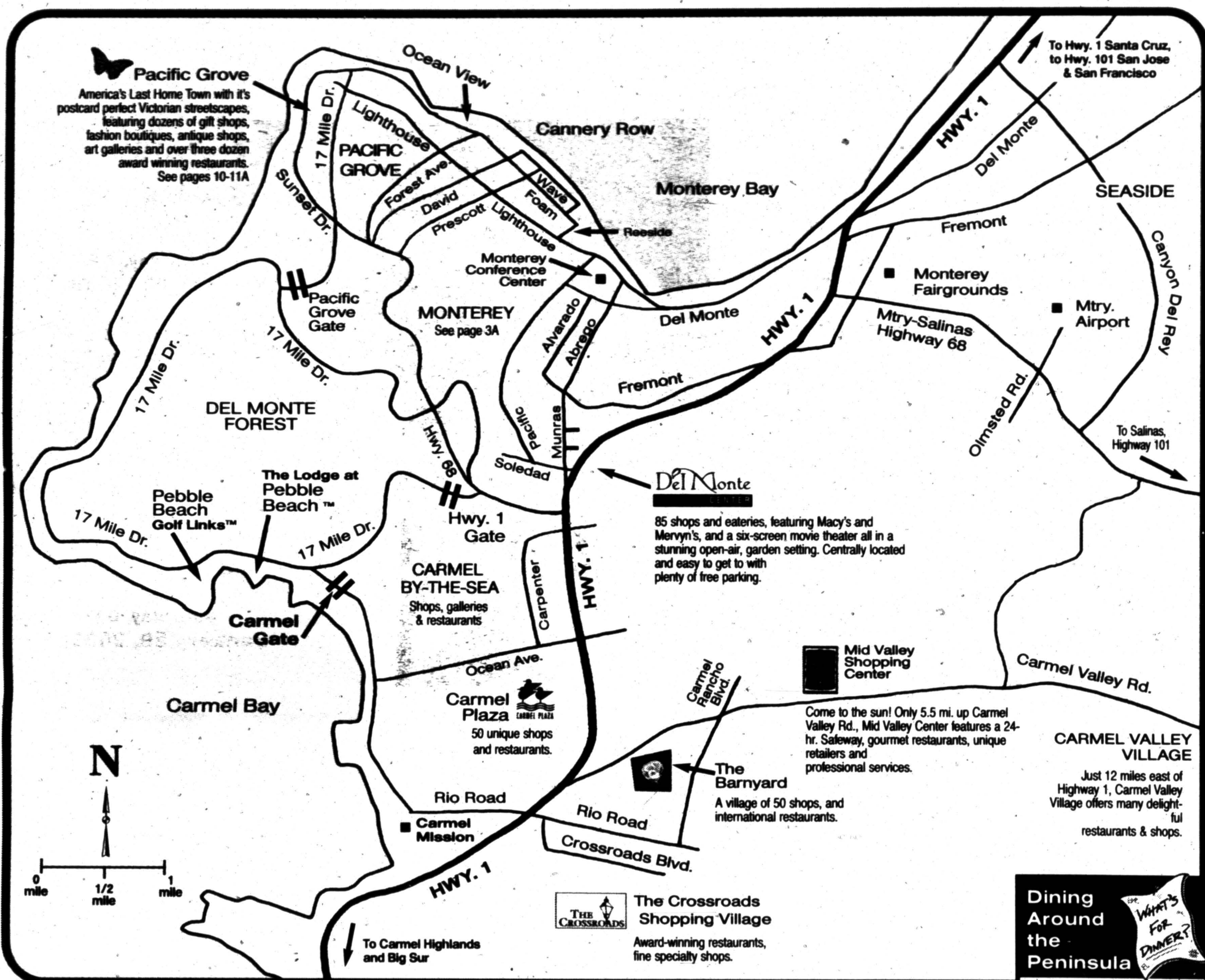
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SEASIDE
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New view of symmetry

◀ **WHAT:** "9 Ammonites," a 2004 encaustic (dry pigment and molten wax) and oil on panel, part of "The Symmetry of Assymetry," a collection of new works by Tracey Adams

WHEN: Jan. 22 through April 24; reception for the artist 5 to 7 p.m. Thursday, Feb. 17

WHERE: Monterey Museum of Art, 559 Pacific St., Monterey

INFO: (831) 372-5477

Taiwan Acrobats at Sunset Theater



WHAT: Performance Carmel presents the National Acrobats of Taiwan, composed of more than 40 skilled specialists who work with plates, chairs, tables, poles and ladders.

WHEN: 7 p.m. Thursday, Jan. 27

WHERE: Sunset Theater, San Carlos at Ninth, Carmel-by-the-Sea

INFO: (831) 620-2040



Academy Award-winning actor Emil Jannings gets a cosmetic touchup for his role as Mephisto in the 1926 film "Faust."

Great silent film masterpiece accompanied live

THE ONLY 35mm print extant in North America of the 1926 film classic, "Faust," will be screened with live musical accompaniment by the Gotte Marte quartet from Italy on Saturday. In the "Faust" tale, a scholar makes a pact to sell his soul to the devil in

exchange for a return to his youth. The Golden State Theater on Alvarado Street in Monterey provides the setting for this cinematic event, which begins 8 p.m. Saturday, Jan. 22. For tickets or further information, call the theater at (831) 372-4555.

Carmel Art Association

presents

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Jan. 5TH - Feb. 2ND



Original fine art at reduced prices for the month of January. CAA members clean out their studios to fill a special wall with quality art at bargain prices.

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a Year
Event!

Carmel Art Association

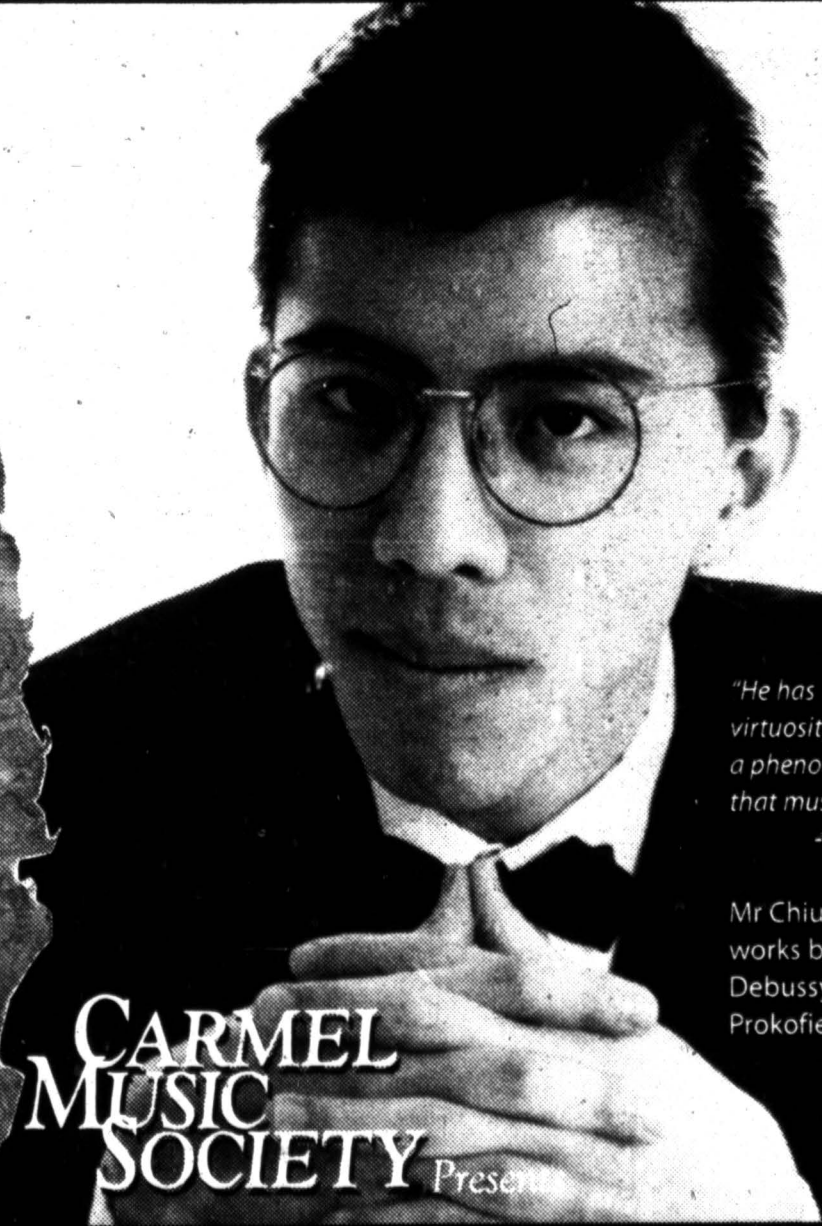
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(831) 624-6176

Features over 120 local and professional artists
displayed in a beautiful garden setting

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a phenomenon
that must be heard."
- Le Monde

Mr Chiu will perform
works by Chopin,
Debussy, Ravel and
Prokofiev.

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MUSIC
SOCIETY

Presenting

FREDERIC CHIU~Piano

SUNDAY, JANUARY 30, 2005 • 8PM
SUNSET CENTER, CARMEL

Full program details can be found
on the website www.carmelmusic.org
To order tickets call 831-625-0938


Students \$20
Tickets: \$32/\$39

The Cultural Heart of Carmel-by-the-Sea



SUNSET
CENTER


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ACROBATS
TAIWAN, R.O.C.
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Thursday, 7 PM
January 27, 2005

*"...a thrilling spectacle of
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powerful way I have
ever seen..."*

PRESENTED BY *Performance Carmel*

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LADYSMITH BLACK MAMBAZO
WITH VUSI MAHLASELA

*"...a group of young men who
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very hard working..."*
- Plain Dealer

Tuesday, 8 PM
February 8, 2005

HUBBARD STREET
DANCE CHICAGO
Presented by Performance Carmel

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Hubbard Street Dance Chicago is
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- The Washington Post

Wednesday, 8 PM
February 16, 2005

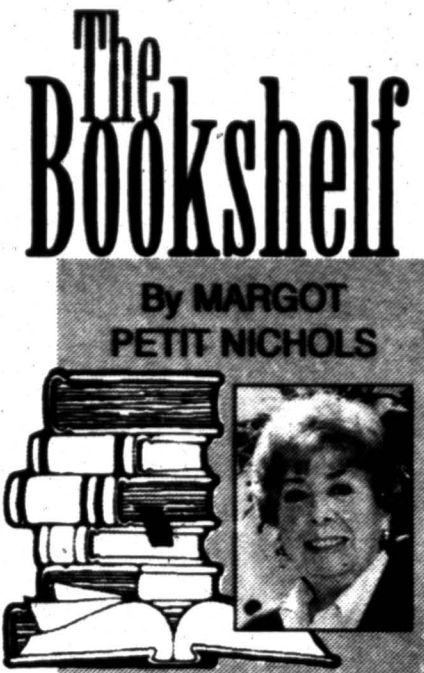
For tickets call 831-620-2048

Watch for the February 25 launch of

www.sunsetcenter.org

AN ADVENTURE STREWN TALE OF INTERNATIONAL LOVE

"**THE PILOT and the Kurdish Bride**," a novel by Peninsula resident **Sven Christensen** — whose previous book, "Escape from Siberia," was reviewed earlier in this column — is a love story set in a Kurdish U.N. protectorate, a semiautonomous province of Iraq.



Its protagonist is U.S. Air Force Lieutenant Art Johnson, who is ejected from his F16 fighter plane over Iraq after a rocket hits the tail section. Although unconscious, his parachute brings him safely to earth where a beautiful Kurdish university student, Leann, finds him, takes him to her family

home, and nurses him back to health. When he is well enough to flee across the Syrian border, he finds his way to a U.S. Air Force base in Turkey.

The pair, very much in love, manage to see one another several times before Johnson returns to his homeland. Their rendezvous in various countries, his desertion from the military and smuggling a large sum of money into Nova Scotia are but a few of Johnson's adventures. His reunion with Leann is to be expected and provides a satisfying denouement to the story.

"The Pilot and the Kurdish Bride," a 376-page softcover, is available for \$19.95 in local bookstores and through www.Xlibris.com.

□ □ □

CHRISTOPHER CAEN, columnist for The San Francisco Examiner and The Independent, will talk about following in his father's footsteps and share his observations on life in The City at 4 p.m. on Sunday, Jan. 23, in Carpenter Hall, Sunset Center, Carmel.

The son of legendary San Francisco columnist Herb Caen, Christopher Caen's Thursday column addresses everything from politics to the perfect Vitamin V.

Tickets are \$35 and may be purchased by calling the Carmel Public Library Foundation, sponsors of these Arts and Literary Series fundraisers, at (831) 624-2811.

The foundation raises funds for books, equipment and special programs to help Harrison Memorial Library maintain free service to all members of the community.

Carpenter Hall is located on Mission Street between Eighth and 10th avenues.

□ □ □

"**BUILD IT BIG**" is the title of a new book launched by **Jane Deuber**, president and co-founder of the international trade

organization, Direct Selling Women's Alliance, and a resident of Pacific Grove.

The book's subtitle is "**101 Insider Secrets From Top Direct Selling Experts**," which is directed at home-based business owners. Experts, trainers and leaders of the direct selling profession are featured in the book which makes it a sort of one-stop resource for strategies, insights and practical skills required to build a home-based

business.

The 313-page softcover retails for \$17.95 at most local bookstores.

□ □ □

MARA FREEMAN will discuss the Celt's view of life as a continuous cycle at a free 6:30 p.m. gathering Thursday, Jan. 27, at The Pilgrim's Way Bookstore at Dolores between Fifth and Sixth. Freeman is the author of "**Kindling the Celtic Spirit: Ancient Traditions to Illumine Your Life Throughout the Seasons**." Call (831) 624-4955 for information.

□ □ □

AUTHOR/ARTIST Belle Yang believes the "Chinese language is very visual — I never really separated words from pictures." Authoring and illustrating a book is an unusual combination of talents, but for Belle Yang it's a natural gift. Her paintings perceptively capture the traditions of both worlds she has inhabited: China and America.

At 2 p.m. on Monday, Jan. 24, Yang will show the stages and formats used to create her latest illustrated book, "**Hannah is My Name**," and will give a talk on the processes involved.

Following the talk



"Hannah is My Name" is Belle Yang's latest book which she wrote and illustrated.



Belle Yang

there will be a reception and booksigning showcasing her original sketches and paintings from her growing collection of published books, including "**Baba: A Return to China upon My Father's Shoulders**," and "**The Odyssey of a Manchurian**."

The lecture is free and will be presented at the Park Branch of Harrison Memorial Library, Sixth and Mission. No reservations are taken, and seating is limited. Early arrival is advised.

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NATIONAL SOCIETY OF FILM CRITICS

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BEST ACTRESS: HILARY SWANK
SPECIAL ACHIEVEMENT IN EDITING: CLINT EASTWOOD
BEST ADAPTED SCREENPLAY: PAUL HAGGIS

WINNER
2 GOLDEN GLOBE AWARDS
BEST DIRECTOR: CLINT EASTWOOD
BEST ACTRESS: HILARY SWANK

NOMINEE BEST PICTURE
NOMINEE BEST DIRECTOR: CLINT EASTWOOD
NOMINEE BEST ADAPTED SCREENPLAY: PAUL HAGGIS
NOMINEE BEST ART DIRECTION
NOMINEE BEST EDITED FEATURE FILM

The New York Times
"THE BEST MOVIE RELEASED BY A MAJOR HOLLYWOOD STUDIO IN 2004. A WORK OF UTTER MASTERY."
A.O. SCOTT

Los Angeles Times
"IT'S NOT JUST THE EXCEPTIONAL WORK BY COSTARS HILARY SWANK AND MORGAN FREEMAN THAT STANDS OUT HERE. IT'S EASTWOOD'S OWN PERFORMANCE. IN SOME WAYS THE MOST NAKEDLY EMOTIONAL OF HIS 50-YEAR CAREER."
KENNETH TURAN

Newsweek
"CLINT EASTWOOD IS DOING THE BEST, MOST ASSURED WORK OF HIS CAREER. EVEN MORE POWERFUL THAN 'MYSTIC RIVER'."
DAVID ANSEN




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"THE ALBERT S. RUDOLPH FILM" TOM ROSSBERG
PAUL HAGGIS
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thunderbird BOOKSHOP

SAT - JAN 29

Author **James Dalessandro** will be showing a 19 minute documentary that is the basis of his book "**1906**". He has masterfully blended fact with fiction in this dramatic account of the 1906 San Francisco earthquake and its aftermath. He will be signing copies of his book afterwards.
3 pm in the Thunderbird Community Room ♦ FREE

MON - FEB 7

Author **Robert Michael Fried** will be discussing his new book "**A Marketing Plan for Life**." In his book, he defines a twelve-point system that will help you achieve a fuller, more balanced life/work plan. Books will be available for purchase that evening.
7 pm in the Thunderbird Community Room ♦ FREE

Hours: Mon.-Sun. 10-6pm
831-624-1803


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Sunset Center
Cordially Invites You To A Reception
Meet Our New Executive Director
JACK GLOBENFELT
Tuesday, January 25, 2005
5:30 pm to 7:00 pm

Sunset Center Lobby
San Carlos and Ninth
Carmel-by-the-Sea

The Cultural Heart of Carmel-by-the-Sea

'Blue Keys' artist performs a wealth of piano styles

PIANIST MICHAEL Kaeshammer, who performs this Saturday, Jan. 22 at the Jazz and Blues Company, plays a myriad of traditional piano styles including ragtime, boogie-woogie, stride and modern jazz. Classically trained in Germany, at the age of 13 the young musician fell in love with boogie-woogie piano and his family moved to Canada shortly thereafter.

Kaeshammer released his debut recording, "Blue Keys," in 1966 and was recognized by critics for his prodigious technique and thunderous left hand bass lines on a repertoire of brilliantly reshaped traditional jazz and blues classics. The young Canadian pianist, still in his mid-20s, recently released his fourth CD, "Strut." He has received numerous awards and accolades including the prestigious Canadian Juno and West Coast Music Awards for Performer of the Year and Musician of the Year.

His current tour features selections from his latest CD plus reinventions of tunes from his previous recordings. Music starts at 7:30 p.m.

On the following Saturday at the intimate Carmel jazz venue, the **Kim Edmunson Quintet** will perform a benefit concert for the Carmel Youth Center. Edmunson, a studio musician from Los Angeles, will showcase his latest recording, "Kim Edmunson/Alan Oldfield Project." Edmunson, who has ties to the Monterey Peninsula, was recently appointed director for the Carmel Youth Center music program. The center is a non-profit organization formed in 1949 to be used by young people between the ages of

Cherry Center shows abstract paintings by Tim Rice

ABSTRACT-DERIVED images with often startling color combinations distinguish the new exhibit at the Carl Cherry Center for the Arts. Tim Rice will be present during the reception for his artwork, from 5 to 7 p.m. Friday, Jan. 21. Admission is free.

To create luminosity, Rice applies thin, translucent glazes over each painting. His work serves as a metaphor "to transform forces around us into symbols of meaning."

The collection can be viewed 11 a.m. to 4 p.m. Monday through Friday until Feb. 18. The Carl Cherry Center is at Fourth and Guadalupe, Carmel-by-the-Sea. For details, call (831) 624-7491.



Plugged In

By **Stephen L. Vagnini**

12-20 who reside within the Carmel Unified School District. Next Saturday's concert at the Jazz and Blues Store will feature composer and percussionist Edmunson; **Med Flory** and **Lanny Morgan** of the Grammy Award winning **Supersax** on alto saxophones; **Paul Morin** on bass; and **Tom Ranier** on piano. The evening will feature Charlie Parker bebop tunes interspersed with stories as told by Flory, a Hollywood studio musician who worked with Woody Herman and Stan Kenton. Music starts at 7:30 p.m. For reservations for both concerts call (831) 624-6431.

At the Monterey Hyatt Regency pianist **Bob Phillips** performs with the **Phillips Family Band**, a delightful family project that features the Carmel keyboardist extraordinaire accompanied by his son **Dave** on bass and his daughter-in-law **Nancy** on vocals. The group plays jazz standards plus some original tunes penned by Phillips.

Bob Phillips, the patriarch, moved to Carmel from the East Coast in 1973 and he has become a beloved member of the local music scene. In addition to regularly performing benefit concerts, Phillips has appeared at the Monterey Jazz Festival on at least five occasions and in 2001 he was named Musician of the Year by the Monterey Dixieland Festival.

Saturday night at the Hyatt another musician who recently moved back to the Monterey Peninsula, **Hart Smith**, performs along with drummer **Dave Morwood**, bassist **Dan Robbins** and pianist **Eddie Mendenhall**. Hart, a member for many years of the Thoshiko Akiyoshi Big Band in New York City, plays bebop and beyond n trumpet and flugelhorn. expect to hear some Bird. Music starts at 7 p.m. Call (831) 372-1234 for information.

Santa Cruz folksinger **Keith Greeninger** performs with **Choco Jacques** Friday, Jan. 21 at the Unitarian Universalist Church at 490 Aquajito Road in Carmel. Greeninger, a former member of the popular Santa Cruz group City Folk, has recently released his second CD, "Back to You," a collection of original compositions that deal with love, nature, family, friends and community. Selections from his previous recording Wind River Crossing earned him recognition and a first place award the 1997 Kerrville Folk Songwriter. Jacques, a talented mandolin and fiddle player, was one of the founding

member of the Waybacks. Concert begins at 7 p.m. For information call (831) 624-7404.

At Sly McFly's on Cannery Row this weekend former TYT vocalist **Carla Blackwell** performs old school favorites on Friday night with her new group and on

Saturday the J.C. Smith Blues band plays the blues and Motown favorites. Music starts at 9 p.m. Call (831) 649-8050. At Cibo's on Alvarado Street jazz vocalist **Neal Banks** mixes it up with Soul on funk on Friday and Saturday night beginning at 10 pm. Call 649-8151.

NEW!

Early Bird Specials

\$9⁹⁵ 5-7pm

Chicken Fettuccine Alfredo • Chicken Caesar Salad
Filet of Sole Meuniere • Fish & Chips
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All entrees served with choice of soup or house salad.

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Gardner Chase Schetter



Gardner Chase Schetter, age 88, a 50-year resident of Carmel and retired general contractor, passed away January 11, 2005 from natural causes. He was born in Marshfield, Oregon in 1916.

Gardner's grandfather, Frederick Schetter of San Francisco, owned telegraph companies that merged into Western Union, and his father, Otto Schetter, was manager of the first Coos Bay, Oregon Western Union office. While a young man, Gardner delivered many telegrams.

After completing his schooling, he worked in a lumber mill near Coos Bay and developed a keen eye for recognizing quality lumber. In 1942 he married Lucille Schetter who, during their 26-year marriage, gave him two sons, David and Charles. Lucille passed away in 2001. Gardner served in the U.S. Army from 1943 to 1946. His second wife, Diane Schetter, preceded him in death in 1988.

In his career as a home builder, Gardner designed, remodeled and built many homes in Carmel, in the Monterey Bay area, and in other west coast cities. As a true craftsman he was able to carry out all phases of construction, from foundation to high quality finish work. One of his larger projects was the completion of the massive home overlooking the Pacific Ocean south of Big Sur called Hill of the Hawk.

He is survived by his two sons, David Gardner Schetter of Irvine, California and Charles Otto Schetter of Malibu, California, five grandchildren and four great grandchildren, as well as former companion, Alice Parcel of Carmel.

In lieu of flowers, donations may be sent to the Carmel Foundation, Lincoln and 8th Avenue, Carmel 93921.

PUBLIC NOTICE



WASTE MANAGEMENT

NOTICE OF PUBLIC HEARING

The Carmel City Council will hold a

PUBLIC HEARING

on February 1, 2005

AT or AFTER 4:30 pm at CITY HALL,

located on East side of Monte Verde between Ocean & 7th,
to consider approval of a 2.6% rate increase
to reflect cost of living and new regulations
for clean air emissions for Carmel Marina Waste Management.

For questions, please call Karen Crouch at 620-2000.

Publication dates: January 21, 2005 (PC115)



What's Happening

To advertise in this space call 624-0162

AUTHENTIC AFGHANI FOOD. Sunday, Jan. 23 and 30, 6 to 9 p.m. **Where:** Plaza Linda in Carmel Valley Village. (831) 659-4229. Reservations required. **What:** All you can eat plus belly dancers! \$49/per person.

WARRIORS CALVARY CHAPEL HIGH SCHOOL FUNDRAISING SPAGHETTI DINNER - 4:30 to 6:30 p.m. Friday, Jan. 21, in the Multi-Purpose Room. To-go boxes will be available at 3:30 p.m. Calvary Chapel High School, 1002 David Ave., Pacific Grove. Menu: spaghetti (meat or vegetarian), salad, garlic bread and

dessert. Price: \$7 per meal or \$24 for four meals. Please call and reserve your dinner today at (831) 656-0696 or email at: ad@calvaryhs.com

GALLERY ROW ART NIGHT! A classy evening of art openings located at 700 Cannery Row, Monterey, second floor (above Sly McFly's) 5 to 9 p.m. Friday, Jan. 21. Opening with exciting new art, innovative vision, sculptures, and beautiful jewelry will be: Brent Overby Studios, JKLM Studios, MoreLess Projects, LeStudio, Steven Whyte Sculpture Studio, The Artist's Loft

Co-op, and Silver, Sand and Stone. **Ruiz Studios will be introduced.** Join Steven and Cori Ruiz for their grand opening. (831) 869-8341 or RTISTMAN41@YAHOO.COM for info.

SOROPTIMIST INTERNATIONAL OF CARMEL BAY invites you to lunch, noon to 1:30 p.m. Jan. 26. **Ilia Thompson of "Beyond Journaling,"** a gently guided journey into wholeness, will speak on the healing process of journaling. Her topic: "Becoming Your Own Good Friend." Location: Rancho Cañada Golf Club, Carmel Valley Road, Carmel. Cost: \$25, includes lunch. RSVP (831) 642-4747.

GUITARIST-SINGER-COMPOSER LEO KOTIKE will perform a solo concert at the Sunset Center in Carmel on Saturday evening, March 26. This concert, which marks Mr. Kotike's first visit to Carmel in more than a decade, is presented by UpWest Arts. Leo Kotike will perform

one show only at 8 p.m. Tickets are available from the Sunset Center Box Office at (831) 620-2040. For more information about this event, e-mail: upwest@olympus.net

CARMEL DOLLHOUSE AND MINIATURES "SWEET TREATS" WORKSHOP, Saturday, Feb. 12, 8:30 to 10 a.m. \$25 includes supplies. For friends and fun, join us to make mini Valentine's cookies, candies and cakes for your dollhouse that look good enough to eat! Call (831) 622-7171 or e-mail CarmelDollhouse@aol.com to reserve a space. All workshops are held at the shop, 306 Mid Valley Center in Carmel Valley. February is SWEET TREATS SALE month. 10 percent off all miniature cookies, candies and cakes.

Pine Cone

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ESTATE SALE 1 DAY ONLY! European, New England, Country & Formal Furniture, Paintings and Architectural Pieces. **SAT., JAN. 22 9 AM-3 PM** 25434 Hatton Road Carmel (831) 626-1249

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IMMEDIATE OPENING Yellow Brick Road Benefit Shop, Carmel, seeks receiving Store Asst. Approx. 30 hrs/week. Hourly position w/benefits requires retail experience, dealing professionally w/public, some lifting & ability to multi-task. **Send resume to: Yellow Brick Road, Attn: Personnel P.O. Box 846, Carmel, CA 93921**

Income

EXCELLENT INCOME National Capital Funding Group now hiring courthouse researchers. Will train to work from home on your computer. No experience necessary. **Call 1-800-440-7234**

Classified Deadline: Tuesday 4:30 pm

Call (831) 624-0162 or Fax (831) 375-5018

Help Wanted

NEW LILLY PULITZER STORE OPENING IN CARMEL MID FEB. Looking for enthusiastic, energetic salesperson for P/T or F/T. **831-238-8829**

Music Lessons

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THE NEW YORK TIMES MAGAZINE CROSSWORD PUZZLE

PLEDGE OF ALLEGIANCE By DAMON J. GULCZYNSKI / EDITED BY WILL SHORTZ

ACROSS

- 1 Accomplices
- 8 Andean treasure
- 11 Suffix with sermon
- 14 Slightest trace
- 19 Wardrobe
- 20 Popular fish sandwich
- 22 "Christmas bombing" target
- 23 Klutzy dog's habit?
- 25 Matter of de te
- 26 Farm call
- 27 Bathroom on wheels?
- 29 ___-Pei (dog)
- 33 TV palomino
- 35 Homer Simpson's next-door neighbor
- 36 Paid the penalty
- 37 One holding corn bread?
- 40 Run in syndication, maybe
- 43 O'Neill and others
- 44 Like many shorelines
- 45 Where to see a mummy: Abbr.
- 47 Prince Valiant's wife
- 50 Include
- 51 Next in line for slavery?
- 58 Did a third draft of

- 60 Credit for driving people home?: Abbr.
- 61 What surprises can come out of
- 62 Wrapping weights
- 64 Crew equipment
- 66 Cantina cooker
- 67 Famous rallying cry ... and a hint to eight other answers in this puzzle

- 75 Starship princess
- 76 Do a number
- 77 East Indian heartwood
- 78 It keeps the ball rolling
- 82 "Apocalypse Now" setting
- 83 Doles out differently
- 88 Get a workout via horseback riding?
- 92 Spinnaker site
- 93 Flashback, e.g.
- 94 "___ will not!"
- 95 Baker's gadget
- 96 Actress Busch
- 99 Sibling of un frère
- 102 Renowned razor sharpener?
- 105 Multitudes
- 108 Instructors' org.
- 110 Live nomadically
- 111 Multitude
- 112 Visit to Ben & Jerry's?
- 116 Live

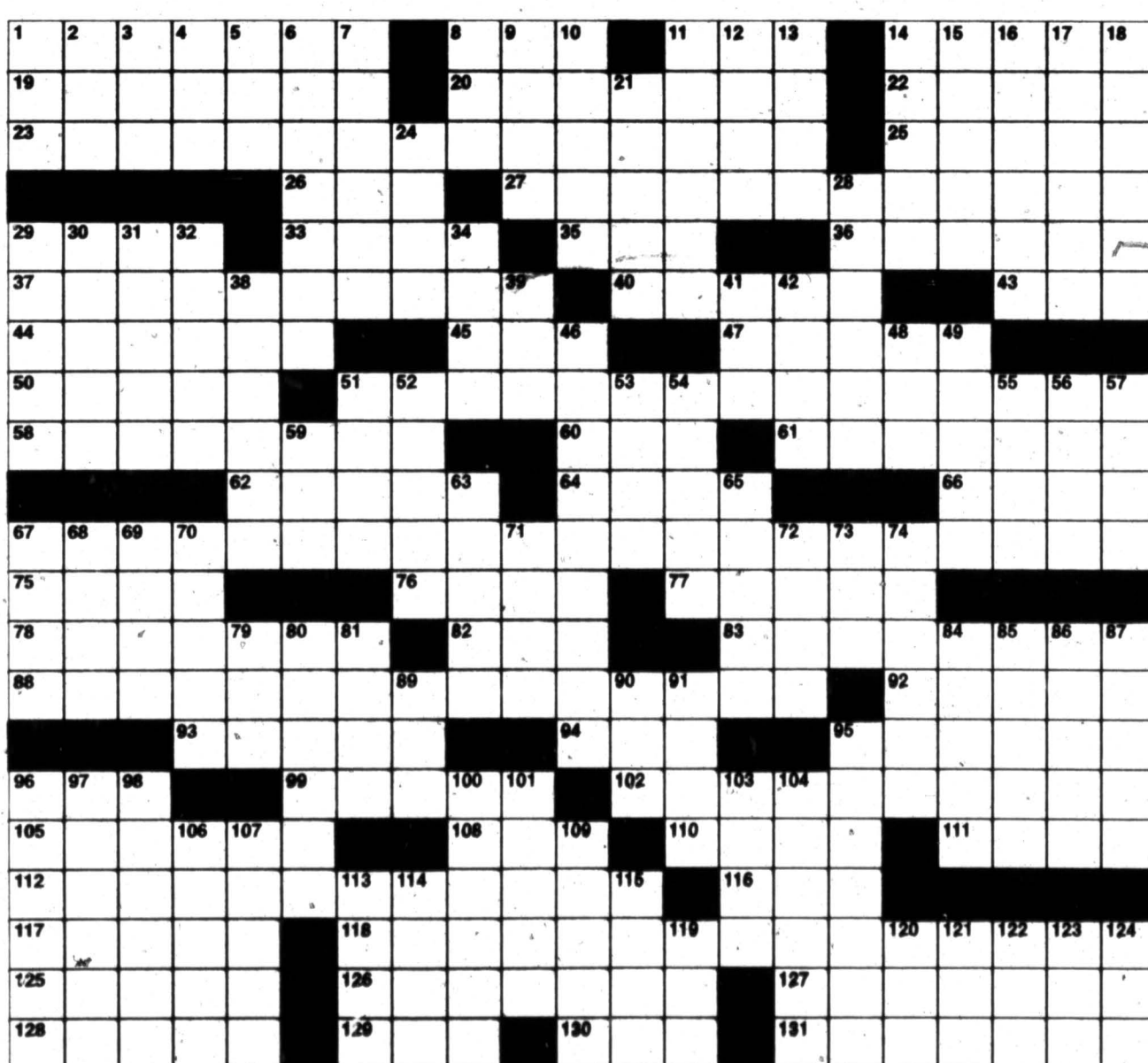
- 117 Recurring Nintendo character
- 118 Annoy people by blowing a fan on them?

- 125 Cutting parts
- 126 Perk up
- 127 Veteran, on Veteran's Day
- 128 Mower maker
- 129 Weightlifter's unit
- 130 It's made in Japan
- 131 Make more attractive

DOWN

- 1 Rude dude
- 2 Legend on the ice
- 3 Plan for patients, for short
- 4 Alley-___
- 5 It may be in stitches
- 6 Neat, as a beard
- 7 Málaga missus
- 8 Polo Grounds standout
- 9 Duisburg's locale
- 10 Hit-and-run situation?
- 11 Tryster with Tristan
- 12 Pueblo dweller
- 13 Irving Bacheller's "___ Holden"
- 14 Trick-taking game
- 15 Can't help but
- 16 Bananas
- 17 Hit, in basketball

- 18 "Jingle Bells" sleighing locales
- 21 More fit
- 24 Suffix with theater
- 28 Round Table knight
- 29 Caveman's tool
- 30 Multitude
- 31 Nicad's cadmium component
- 32 Fixed up
- 34 Patrick's "Ghost" co-star
- 38 Melville's "___ Cereno"
- 39 Automaton-themed play of 1921
- 41 "This is so-o-o relaxing!"
- 42 "Why should ___ you?"
- 46 Sideshow attraction
- 48 Café alternative
- 49 Shady plot
- 51 Savior
- 52 Idyllic settings
- 53 Book between Amos and Jonah: Abbr.
- 54 NASA weather satellite
- 55 Teatro ___ Scala
- 56 Put to sleep
- 57 Faithful, to a Scot
- 59 Besmear
- 63 Divider of Paris
- 65 Tieup
- 67 Touched down
- 68 Nightly monologue deliverer



- 69 Property lawyer's concern
- 70 Airline posting
- 71 Santa ___ (hot winds)
- 72 Fencing piece
- 73 Skyway regulation gtp.
- 74 Not unless
- 79 Certain X or O
- 80 Real

- 81 Periodic table stat.
- 84 Comedy club responses
- 85 In base 8
- 86 Variation preceder
- 87 Sprinkle
- 89 Snicker syllable
- 90 Play-___
- 91 Last name in fashion
- 95 In a way

- 96 Injured
- 97 Where a token may be taken
- 98 Surface
- 100 Detach, as a lapel mike
- 101 Sphere
- 103 Flood survivor
- 104 Brownish pigments
- 106 Not nearly as emotional
- 107 Irregularly notched

- 109 E'er
- 113 Biology lab supply
- 114 Wildebeest feature
- 115 Beer option
- 119 Top mark
- 120 Map dir.
- 121 Doomsayer's cry
- 122 N.Y.C.'s first subway line
- 123 Originally
- 124 Cave

Answer to puzzle on page 24A

Food & Wine

Amuse bouche

By MARGOT PETIT NICHOLS

CHEF MATT Farmer and wife **Tawny** served generous portions of three chicken dishes created at **The Running Iron Restaurant & Saloon** at "A Village Affair" this week. His chicken *piccata* was memorable, and we proved it by going back for seconds. **Sylvia Medina** of **Café Rustica** praised her husband, **Chef Paulo Kautz**, for his preparation of chicken *paprikás* over mashed potatoes served at the Monday night event at **Bernardus Lodge**, Carmel Valley. And well she might.

See **AFFAIR** next page



PHOTOS/JOANN KIEHN

Tawny Farmer offers a helping hand of chicken *piccata* made by her husband, Chef Matt Farmer of The Running Iron Restaurant and Saloon.



Chicken *paprikás*, a Hungarian specialty, proved to be a favorite among "A Village Affair" patrons. Sylvia Medina helped serve her husband Paulo Kautz's excellent fare They-own Café Rustica.



Bernardus Lodge, which hosted "A Village Affair," put on this lavish display of assorted desserts, topping it off with a bower of roses.

THE FUTURES
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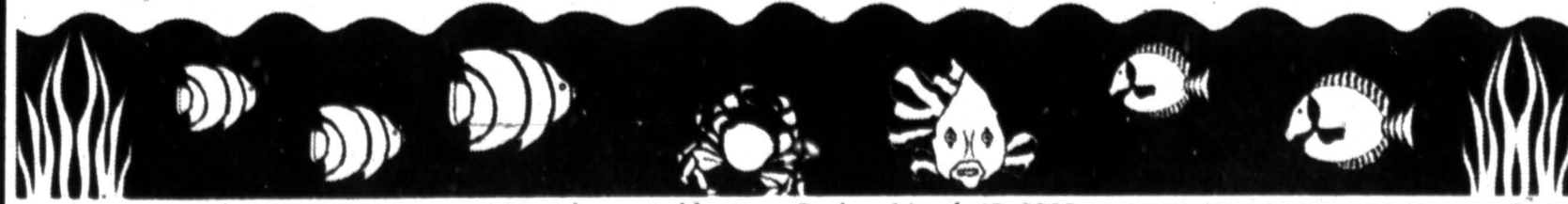
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AFFAIR

From page 15A

The chicken was moist, tender and tasty, the sauce perfection, and the mashed potatoes over which it was served were what mashed potatoes are supposed to be: flavorful, creamy and comforting. Sixteen Carmel Valley restaurants and delicatessens were represented, and 18 wineries poured their best.

Jim Vanderzwaan, meteorologist of KSBW-TV, acted as master of ceremonies and **Peter De Vries** was auctioneer for the most remarkable collection of gifts and prizes ever, including baskets of wine and food, 20 pounds of fresh crab, restaurant dinners, a full side of beef cut up and packaged, and dinner for eight in a private home prepared by a San Francisco chef. This last auction item was donated by **Joan Vandervort**, who chaired the fundraiser to improve village pathways and other beautification projects.



THEY HAD a soft opening at Abalone Cove restaurant two weeks ago, and on their second Saturday, pulled in quite a crowd. Chef Jerome Fressinier, formerly of Club XIX, Anton & Michel, Quail Lodge and Grasing's Coastal Cuisine is excited about Abalone Cove, his first restaurant.

Located on the west side of Dolores Street, near the corner of Fifth Avenue, the restaurant is downstairs (in the original

Akaoni Japanese Restaurant location). Chef Jerome told us this week he rethought the Abalone Cove image, deciding to morph into a sort of Martinique, French West Indies, Caribbean theme and menu, renaming the restaurant "Sugar Reef." Sugar cane, bananas and rum are Martinique's main exports, so look for this influence in the new menu.

Right now, he said the salmon and filet mignon are proving popular, but plans to add sand dabs, sardines and calamari to the menu as local favorites. For the nonce, he's handling the kitchen by himself while looking for a sous chef. Jill Fressinier, his artist wife, is acting as hostess and server. Open for dinner Monday through Saturday from 5 to 10 p.m., Abalone Cove will be open for lunch, too — perhaps as early as March — Friday, Saturday and Sunday. Telephone number is (831) 620-0700.



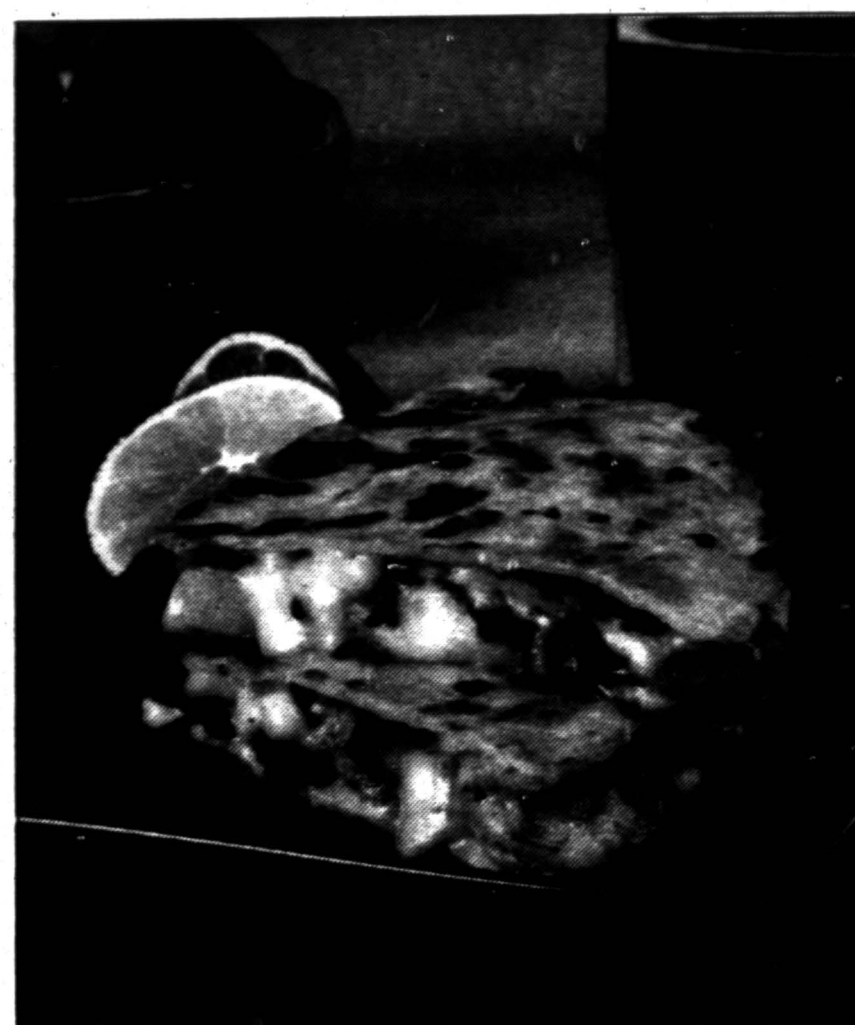
CALIFORNIA PIZZA KITCHEN opens its first Central Coast restaurant Tuesday, Jan. 25, at Del Monte Center, Monterey, following a by-invitation-only grand opening preview party the day before. Hearth-baked pizzas, made to order pastas, salads, soups, sandwiches and desserts will be available, as well as Singapore shrimp rolls, Kung Pao spaghetti, 40 specialty drinks and an extensive lists of martinis, margaritas and cocktails. One hundred percent of sales on Tuesday, Feb. 1, will benefit the Boys and Girls Clubs of Monterey County. Good show!



CYPRESS INN, Seventh and Lincoln, is planning a renovation of its beautiful Moroccan style bar, and has set up a temporary satellite bar in the foyer. The bar and back bar are beautifully designed, and a favorite with locals, so let's hope the original design will be maintained in the renovation. By the way, if you call the Cypress and are put on hold, you'll get to hear Doris Day singing such perennial favorites as "Sentimental Journey."



THE MASTERS of Food & Wine extravaganza at Highlands Inn Park Hyatt Carmel, which will run Feb. 17 - 20, is already 14 percent ahead of last year's ticket sales at this time. General Manager **Andrew Davidson** said the **Rarities Dinner** (that spectacular \$3,000, eight-course repast with rare, rare wines), with seating limited to 24, was sold out immediately, and the **Chateau Lafite-Rothschild** wine tasting on Feb. 18 is sold out, too. The cooking demonstrations plus luncheon by **Chef Rick Bayless** of Topolobampo, Chicago, and **Chef Charlie Palmer** of Aureole, New York, scheduled for Feb. 18 and 19 respectively, have only 10 places left for their showcase events. Saturday, Feb. 19 is the grand finale dinner (\$350 per person) and had only 28 seats remaining at press time. If you haven't reserved places for the demos, luncheons, dinners, wine tastings or for the **Chefs' Tables** luncheon on Sunday, Feb. 20, (always a great favorite of locals), be advised you should do so as soon as possible in order not to be disappointed. For information and tickets, call (800) 401-1009, or go online at www.mfandw.com.



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See **QUESADILLAS** next page

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Sandy Claws

By Margot Petit Nichols

MOLLY & JUST-ASK-RORY, cousins, go walking together every day of their lives, thanks to their moms, who are sisters.

Molly is a Tarantino, as well as being an apricot standard

QUESADILLAS

From previous page

1 medium green bell pepper, seeded and chopped
Salt and freshly ground pepper
1/2 cup California cream cheese, softened
2 Tbsps. butter or vegetable oil

Arrange four tortillas on a flat working surface and evenly divide the Pepper Jack, mushrooms and garlic, beef and peppers on each tortilla, taking care to leave a 1-inch border around the edge. Season to taste with S & P. On remaining four tortillas, spread cream cheese. Set them, cheese side down, on top of remaining four tortillas. Press gently to secure.

In a 9-inch skillet, heat 1 Tbsp. of the butter or oil over medium heat. Place one quesadilla in the pan and cook until cheese begins to melt and tortilla crisps to a golden brown (about five minutes). Carefully flip the quesadilla and repeat on the other side. Transfer from pan to cutting board and cover with foil. Let rest two minutes before cutting into wedges. Repeat with remaining quesadillas. Serve immediately.



poodle, and is 10 years old. She has a sister, Marlie, a white standard poodle who was absent, because of surgery, the day we encountered Molly at Carmel Beach.

Molly and Marlie get to sleep in Mom Karen and Dad Sal's bedroom, but in their own beds. Molly's favorite toy, a stuffed bear, has a voice inside that is particularly suited to bedtime: When squeezed, it says, "Now I lay me down to sleep" that comes out in a little girl's voice. This comforting prayer allows Molly to sleep through the night. When Dad gets up in the morning, Molly jumps into his warm place for a little extra comfort and shuteye.

Just-Ask-Rory Simmons, Rory for short, is an 8-year-old cuddly pug who loves to go on outings. On the way to the beach, he becomes very talkative in the car with Mom Liz, probably asking, "Are we almost there? Are we almost there?"

Rory's favorite toy is a black and white stuffed cow, "the size of a hamster," according to Mom. He particularly likes to suck on its head. Rory likes a little order in his life, and has reserved the hour of 4 to 5 p.m. as his daily barking hour. From his front yard, he barks at every passerby and car that comes into view. But his very favorite time of the day is the hour when Dad Jack comes home; Rory can always count on Dad for satisfying back rub.

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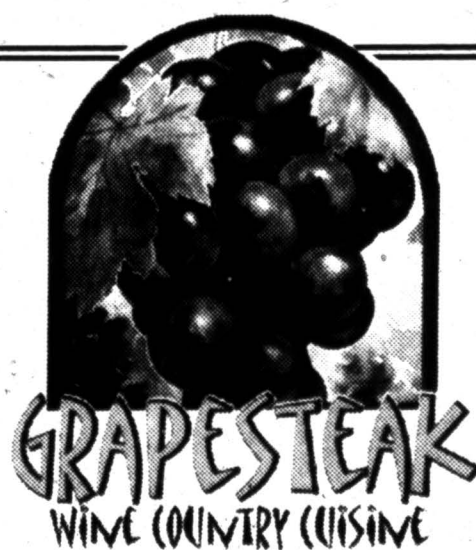


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Diner's worth of customers keeps 'Bus Stop' interesting

By K. K. ROBINSON

THE TITLE "Bus Stop" evokes immediate images of Marilyn Monroe as Cherie — beautiful, breathless and vul-

nerable. But the Unicorn Theatre's production of William Inge's 50-year-old classic play shifts the focus away from Cherie with a stronger emphasis on the other characters in the ensemble.

Holly Henson sets the tone of the play as Grace, the proprietor of Grace's Diner where the action takes place. She fully understands the content of her life and the loneliness of her apartment upstairs. And her decision to share both with the bus driver Carl (her real-life husband Zan), albeit only for the 20-minute stopover he makes during his three-times-a-week run through town, is a deliberate one. The interaction between them is relaxed and comfortable as two folks who know their own needs and how to meet them.

Carmel High junior

The surprise of the evening is Tatum Tollner. A junior at Carmel High, she holds her own with the adult actors and is

the most believable in her role as the teenage waitress, Elma. Her naturalness on stage is impressive and her portrayal of the relationship with Dr. Lyman (Peter Eberhardt) is devoid of any of the sleazy overtones one might have expected as a result of the age difference. Eberhardt is articulate, erudite and polished, giving just the right amount of smoothness to his alcoholic Ph.D. in pursuit of the young Elma.

theater review

What should have been the main study of love and longing between the sexes turned out to be less compelling. Clint Ward, as the young cowboy Bo, commands the stage with his strong vocal and physical presence while Deborah Curtis plays Cherie, his love interest, with a thin voice that turns her into a whiny complainer instead of a wannabe woman of the world reviewing her options. While Ms. Curtis has a lovely singing voice, their scenes together are oddly out-of-balance. This leaves the audience unconvinced of the reality of Cherie's psychological journey as Curtis vacillates between withholding her emotions and flinging them all over the stage.

Seth Wetmore, as Sheriff Will Masters, needs to employ larger movements and a louder voice. It is hard to believe that he could physically intimidate, let alone beat-up, the larger Bo. Thomas Burks, as Bo's older buddy, Virgil, brought a sweet resignation to his self-awareness and familiarity with the realities of his life. Both actors underscored the loneliness of silent men who perform their work without complaint or the warmth of female companionship.

Excellent set

Carey Crockett directed in a great set of his own design. It uses the entire depth of the stage and enables the actors to carry on their "private" conversations in a convincing way. Holly Hansen and Adrianna Wellisch designed the costumes, Greg Johnson did the lights, and David Meyer provided the mood-enhancing sound.

Set in Kansas in the midst of a blizzard, Inge's classic is a study of our urge to "connect" with others in some sort of meaningful relationship. Surprisingly, none of the actors seemed in much of a hurry to come into the diner and get warm, and some left it without putting on their coats!

WHAT: "Bus Stop" by William Inge

WHEN: 8 p.m. Friday and Saturday and 2 and 7 p.m. Sunday until Feb. 6

WHERE: The Carl Cherry Center, Fourth and Guadalupe, Carmel-by-the-Sea

COST: \$18 general; \$15 seniors

INFO/RESERVATIONS: (831) 649-0259 or visit www.unicorntheatreinc.org

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P.G.-Carmel soccer rivalry defined by Golden Ball

By KIRSTIE WILDE

FOR MORE than half a century, Carmel and Pacific Grove high schools have enjoyed a friendly rivalry — the culmination being the notorious annual “Shoe Game” where the two football teams clash for the bragging rights of “Best by-the-Sea.”

On Jan. 26, Carmel and P.G. will kick off the inaugural “Golden Ball” game to settle the question: Which varsity boys’ soccer teams can claim the brand new *fútbol* trophy for 2005? The goal of coaches Keith Gaudoin and Armand Zenopian of Carmel and Ronny Haraldsvik and Brad Weber of Pacific Grove, is to create an annual event to energize the young men they work with for years to come. While the coaches are promoting soccer, the boys will be out for some glory after a tough season for both teams. The Carmel Padres (0-7-0) and Pacific Grove Breakers (2-6-0) have struggled against stronger South County teams in the Mission Trail Athletic League during the first half of the season.

“We both have young teams this year, mostly sophomores and juniors,” said Haraldsvik, Breakers varsity coach for the second year. “With the Golden Ball game, we have something to look forward to every year, as we continue to build a foundation for soccer in our respective communities.”

Henceforth, the Golden Ball game will be played on the two schools’ second game in the season. Pacific Grove beat

Carmel 2-1 the first outing this season.

Haraldsvik said Pacific Grove has some outstanding young players who should be watched closely in the next couple years.

“Junior forward J.T. Salazar is fast and has already scored five goals and provided two assists,” said Haraldsvik. J.T. is expected to be a standout this year and next, has a shot at being named to the all-league team and will likely play college soccer, according to his coach. Matt Spade, also a junior, has established himself as a playmaker on P.G.’s midfield. And Axel Araujo, one of two freshmen starters for P.G., “is a strong, tall player with a strong foot who will make a difference for P.G. in the years to come,” Haraldsvik said.

Even though soccer is growing to be one of the most popular sports in elementary, middle and high schools around the country, on the Monterey Peninsula soccer takes a back seat to football and baseball. The coaches say soccer needs help to succeed in Carmel and Pacific Grove.

“We are working with local supporters to help promote soccer among the younger kids, but this will take time,” Gaudoin said. Haraldsvik added, “P.G.’s recreation department



has shown great interest in supporting soccer and this bodes well for P.G. High School in the years to come.”

Both coaches agree it takes more than the few months of a high school season to nurture great soccer players. They encourage parents to play a pivotal role by encouraging young players to sign up for year-round traveling teams or in the recreation leagues. “Players can improve and add valuable experience before they come to us for high school soccer,” Haraldsvik said.

“Players in the southern part of the Peninsula play year round and that’s why they continue to place 1, 2 and 3 in MTAL,” said Gaudoin.

“We’re about to change that,” Haraldsvik promised. “Next year, both

Carmel and P.G. will come back with the same team of players, with more experience and a strong desire to compete for CCS playoffs.”

The first annual Golden Ball game kicks off at 5:30 p.m. at P.G. High’s Breakers Stadium at the corner of Congress Avenue and Sunset Drive on Wednesday, Jan. 26. In 2006, the game will be played at Carmel.

Kart-racing superstars to battle during U.S. Grand Prix at Seca

By MARY BROWNFIELD

FOR THE first time since they raced against each other in the world championship in Brazil in 1992, four veteran motorcyclists will compete on the track at Mazda Raceway Laguna Seca this July. Former world champions Wayne Rainey, Eddie Lawson and Kevin Schwantz, and former U.S. Superbike champion Doug Chandler, will race souped-up go-karts against each other and competitors from around the world in the Superstars of Super Karts event, which will accompany the much-anticipated return of Grand Prix motorcycle racing to Laguna Seca in July.

The kart race was announced at a track-side press confer-

ence last week.

It followed the December relocation of a pedestrian bridge at Rainey Curve (named after the aforementioned motorcycle racer) that is part of the \$2 million in track improvements mandated by the Federation Internationale de Motorcyclisme before GP racing can be held there.

Yamaha is helping to pay for the work, and Red Bull is sponsoring the U.S. Grand Prix set for July 8-10. The last time Grand Prix motorcycles raced at Laguna was in 1994.

While testing the karts at the track Jan. 12, Lawson, who began racing them in 1990 and got Rainey hooked on the sport after the latter was rendered paraplegic in a motorcycle racing accident, described the sport as “a kick in the butt.” He admitted laughing and smiling at 140 mph.

Super Karts feature semi-enclosed bodywork and wings. Aboard his Yamaha Super Kart, which only weighs about 300 pounds, Lawson has averaged 100.864 mph to turn a 1:23.875 lap — faster than any motorcycle raced at Laguna.

“This track is just awesome,” he said.

The racers admitted being thrown by the newly relocated bridge, which now sits 440 feet closer to the signature Corkscrew at the back of the track. It was moved to make space for more run-off area on the outside of the corner — one of many planned safety improvements.

“It was a reference point in the past,” Chandler said.

“We’ve lost that now that it’s so much higher up the hill.”

Laguna Seca PR coordinator Ed Nicholls said the remainder of the track work will be completed in the 45 days following the U.S. Sports Car Invitational April 29-May 1.

“It will be tough, but we can do it,” Nicholls said.



PHOTO/ALAN MESSICK

Salinas motorcycle racer Doug Chandler has been wooed into racing Super Karts alongside former world champs.

Tsunami relief pours in to local Red Cross

By MARY BROWNFIELD

SINCE THE devastating earthquake and resulting tsunami struck Asia last month, almost \$140,000 in donations have rolled in to the Carmel chapter of the American Red Cross, according to executive director Donna Duvain. The chapter will host a meeting Friday to tell members of the public how their money is being used.

“We’ve seen a very generous outpouring from the community,” she said.

Companies, schools, churches and individuals deeply moved by the extent of suffering in the disaster, which killed an estimated 160,000 people, have given money to the cause.

And many Peninsula fundraising efforts remain under way, including coin drives at Carmel River and Tularcitos elementary schools. Pacific Repertory Theatre extended its “Buddy — The Tribute Concert,” and will donate all of the proceeds from the 7 p.m. show Jan. 30 to the Red Cross International Response Fund, according to Duvain.

To date, Americans have pledged \$212 million through the American Red Cross alone, according to Duvain. She said the nonprofit expects to spend \$400 million.

“We know there are a great number of immediate needs, but this is expected to go on for years and years,” she said. “We will stay involved all that time. In five or 10 years, we’ll likely still have some personnel on the ground there.”

So far, the American Red Cross has deployed 13 experts to help with sanitation and water systems, medicine and other specialized fields.

The affected countries’ Red Cross and Red Crescent societies are sending local volunteers to help in the recovery, according to Duvain, just as the American Red Cross does when disasters strike in the United States.

In Asia, she said, “Our job is just to send out top consultants.”

The public is invited to the Jan. 21 presentation on how funds are used in the relief effort and the Red Cross’ role there. The talk begins at 7 p.m. at the chapter house, located at Dolores and Eighth in downtown Carmel.

AT&T Pebble Beach Charities, the giving arm of the foundation that hosts the AT&T Pebble Beach National Pro-Am and The First Tee Open, pledged \$100,000 to the U.S. Golf Tsunami Relief Fund last week.

The PGA Tour, PGA of America, USGA, Augusta National and the LPGA have combined efforts to raise \$2 million for the disaster relief effort.

The \$100,000 donation was made in the name of the 1,800 volunteers who contribute their time and effort to the AT&T pro-am each year. This year’s tournament will run Feb. 7-13.

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SENIOR LIVING

Carmel realtor is Mrs. Afghanistan in Mrs. World contest

By MARY BROWNFIELD

WHEN THE Mrs. World beauty pageant gets under way near Bombay, India, next month, its first ever Mrs. Afghanistan — Carmel realtor Masuda Rahmati Diaz — will be among the 50 contestant. She hopes her story of struggle and success in fleeing her war-torn country for the United States will inspire other women to strive to triumph in the face of adversity.

"Maybe they will know that if I can do it with all these cultural barriers, they can do it too, by believing in themselves, honoring themselves and taking the high road," she said.

Diaz immigrated to the United States with her family in 1979 during the Russian invasion — an experience she still vividly recalls. Father, mother and six daughters escaped in the dark of night, leaving everything behind — including the family dog — and paying smugglers to get them out of the country.

"We all kissed the ground — kissed our country for the last time," said Diaz, who was 9 at the time. "My father was very courageous. He took us all and took the risk of us being killed by the mujahidin, the Russians or the Afghani government. It took us a week to get from Kabul to Pakistan."



Masuda Rahmati Diaz — a.k.a. Mrs. Afghanistan — and her husband, Rene Diaz, will leave in a few weeks for India, where she will compete in the Mrs. World international beauty pageant.

Photo courtesy Rene Diaz

At 35, she said she still awakens in tears in the middle of the night, remembering friends to whom she never had the chance to say goodbye.

Newly arrived in Southern California, the formerly well-to-do family had little.

"Money was always an issue," she said.

In West Hollywood, they suffered culture shock.

"I spoke no English and didn't know how to make friends," Diaz said. She only knew how to say "Hello," and "Goodbye," which was more than either of her parents could say. "Every day, going to school for me was humiliating and frustrating, not being able to relate to other kids my age."

To face the challenges of her new life, she delved into books and studied hard, eventually achieving academic honors and tutoring other students in algebra.

"I didn't like the way I felt about myself," she said. "I became a bookworm and was determined to beat this thing."

Meanwhile, the family moved to Carmel, and she graduated from Carmel High in 1988. She studied sociology at UC

Santa Cruz, where she put herself through school bagging groceries and working as a nanny before graduating in 1995.

She became a realtor and married the former CHS football captain, Rene Diaz, on whom she'd had a crush 16 years earlier.

It was while watching last year's Mrs. World pageant with him that she became inspired to compete.

"I was disappointed that I didn't see anybody from my country there," she said. "Thanks to the USA, freedom and democracy, I was able to change that picture."

To compete in Mrs. World contestants must be 18 years or older, married and natural born of the country they represent. Diaz was born in Kabul, Afghanistan, on Aug. 3, 1969.

"In this competition, I did not have to be appointed — anybody could have entered," she said.

The 50 women will be judged on interviews and their appearances in formal gowns and swimsuits, according to Diaz, who said her entering requires courage because extremists will object.

"But I believe in what I'm doing," she said.

Diaz doesn't think she will escape criticism in the United States, either, where many Muslim women remain so "terrified of their husbands, fathers and brothers that they can't even have lunch with a girlfriend."

Diaz and her husband plan to arrive in India Feb. 12, and she will spend nearly two weeks rehearsing and preparing for the Feb. 25 pageant.

To raise money for the trip, the Diazes are hosting dinners at Plaza Linda Jan. 23 and 30 featuring Afghani fare. Diaz will cook, using recipes taught her by her mother, and her husband will serve as sous chef.

Tickets run \$49 per person, and two previous dinners sold out, she said. Anyone interested in reserving a seat should call her at (831) 521-8897 with credit card information.

The pageant is set to air on Pax TV, and Diaz hopes she won't be the first, last and only Mrs. Afghanistan.

Salso hopes other women will heed her message: "Always try to do your best, and you will be happy with the result, because it comes from the heart."

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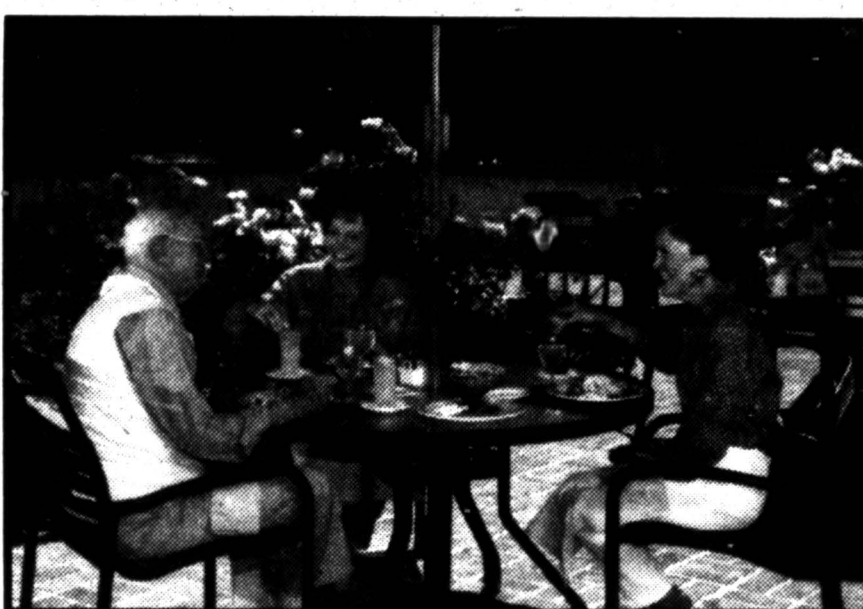
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Answer to This Week's Puzzle

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SENIOR LIVING

Residents group seeks Citizen of the Year nominations

By MARY BROWNFIELD

THE CARMEL Residents Association will announce its 16th annual Citizen of the Year at a celebration Feb. 27, but the group needs nominations first.

Nominees must be "somebody who has been very involved in the community and has worked for the overall good of Carmel, for making it a better place to live — a more friendly place, a more beautiful place, a cleaner place — and just working to maintain the character of Carmel," said Linda Anderson, a CRA member and a past recipient of the award.

The award recognizes "people who have really been out front in doing their part and taking responsibility for helping in the community," she said.

Nominations may be submitted by any

individual or group, but nominees must live within Carmel-by-the-Sea or its sphere of influence, which is bound by Pescadero Canyon to the north, Hatton Canyon to the east and Carmel River to the south.

Anderson said she hopes the call for nominees will generate many candidates for the honor.

"That's really important to the selection committee," she said. "And it should be stressed that the Citizen of the Year does not have to be a member of the CRA."

Past honorees include Jim Wright, Joyce Stevens, Enid Sales, Jack Billwiller, Skip Lloyd, Noel Mapstead, Clayton Anderson, Roy Thomas, Jean White, Bob Kohn, Linda Anderson, John Hicks, Noel Van Bibber, Jim Holliday, Frankie Laney, Nancy and Bill Doolittle, and Merv Sutton — the first

downtown Carmel business owner to receive the award in its 16-year history.

The winner will be announced at a celebration set for Feb. 27 at 3:30 p.m. in Carpenter Hall at Sunset Center, and all are welcome to attend, according to Anderson.

To nominate a candidate for Carmel

Citizen of the Year, send a letter to the CRA Citizen of the Year Selection Committee, P.O. Box 13, Carmel, CA 93921. For more information, call (831) 624-3208 or visit www.carmelresidents.org.

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The White Shark Project

In 2002, the Monterey Bay Aquarium launched a three-year research study of young white sharks off the Southern California coast to learn more about these legendary and mysterious predators. All previous attempts to display a live white shark had failed—until last September, when a 62-pound female was introduced to the Aquarium's million-gallon, multi-species Outer Bay exhibit.

On Saturday, January 29, at Canterbury Woods in Pacific Grove, John O'Sullivan, the Aquarium's curator of field operations and white shark project manager, will describe how the young great white was collected and transported to Monterey, and what has been learned from this historic research effort.

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O P I N I O N

Editorial

A privileged community and a lucky man

-LAST THURSDAY'S grand opening of the new Century Cinemas at Del Monte Center was truly a grand event for this community, which has had to endure mostly third-world-quality theaters for decades.

It was also an opportunity for people from the Monterey Peninsula to enjoy perhaps the greatest achievement in the remarkable career of their most famous neighbor, Clint Eastwood.

His new movie, "Million Dollar Baby," leaves audiences stunned at the dramatic turns that sweep through the lives of its characters. And it fills them with introspection about the tenuousness of their own personal happiness. Many say it's Eastwood's best movie. Some critics have also called it the best movie of the year, and one of the most exciting, and accurate, sports movies ever.

"But it's not just a boxing movie," Eastwood told The Pine Cone. "It's a love story about people trying to find support and a family."

Sunday, he won a Golden Globe as Best Director. Tuesday, he'll find out if he'll also be nominated for an Oscar in that category — if he is, it would be his second in as many years.

"When I did 'Mystic River,' I thought I would just work behind the camera from now on," Eastwood said. "But when this story ['Million Dollar Baby,' a short story by F.X. Toole] came along, the part seemed just perfect for me."

The movie was backed 50-50 by Warner Brothers and a Chicago investment group, Lakeshore Productions. With the movie earning a per-screen average of more than \$17,000 last weekend, and with the movie set to open at almost 2,000 more theaters next week, it seems both companies will profit handsomely.

"I can't think of one I've had that's opened better," Eastwood said. It's a remarkable achievement for the former Carmel mayor, who is now 74 years old.

Thanks to a multi-million dollar investment by the Century Cinemas Corporation, and a permit very wisely issued by the Monterey City Council two years ago, Eastwood's latest movie has a proper venue to play locally. After decades of suffering, Monterey Peninsula moviegoers no longer have to subject themselves to moldy, threadbare carpets, broken seats, lack of heat, ancient restrooms, bad sightlines and sound invasion from the theater next door. Instead, the new cinemas are comfortable, quiet and very high tech — perfect places to let Hollywood take you to another world.

So this community no longer has to consider itself deprived when it comes to movie theaters. And we have to remind ourselves how lucky we are to have a man living in our community whose talents touch people around the globe and who seems never to tire when it comes to local civic mindedness.

"It's good for me to live here, too. Because it gets me away from all the stuff that goes on in Los Angeles," Eastwood said.

Amen.

BATES



"This is where I threw his ashes and they blew right back in my face."

Letters to the Editor

The Pine Cone encourages submission of letters which address issues of public importance. The Pine Cone reserves the right to determine which letters are suitable for publication. Letters should not exceed 350 words, and must include the author's name, telephone number and street address. Please do not send us letters which have been submitted to other newspapers.

The Pine Cone is no longer able to accept letters to the editor by fax. Please submit your letters by U.S. mail, e-mail, or in person (addresses are provided below).

Farr on the ADA

Dear Editor,

While I share the outrage over scoundrels who deliberately abuse the tenets of the Americans with Disabilities Act expressed in your Dec. 24 editorial, I was surprised to be targeted by The Pine Cone as "the one local politician" who could help protect local businesses from ADA lawsuit scams. Especially when your paper never attempted to contact me on this issue.

In fact, the federal ADA law does not provide for monetary damages. At the most, a successful federal suit would force a business to become compliant with the law and

possibly pay legal fees. Rather, it is California state law that allows an individual to sue businesses for damages and demand large sums of money.

Furthermore, the ADA is a civil rights statute. Calls for legislative reforms such as a 90-day "fix it" window are opposed by President Bush, a majority of Congress, and the National Council on Disability because such a change does not meet the test of ensuring civil rights. In confronting these nuisance lawsuits, we have to remember that the folks who are bringing these suits are driven by greed, not substance. Their lawsuits are not based on merit, and I doubt if any amount of law will eliminate them. Unfortunately your editorial misleadingly suggests that legislative relief is the best solution.

Instead, I recommend that businesses fight these bogus lawsuits and act proactively to prevent further suits. The ADA web site is very detailed, including pictures (www.ada.gov), a federal Help Hotline is available to walk business owners through the ADA compliance process (1-800-514-0301), and the federal Access Board has developed a model building code for public facilities, available at: www.access-board.gov. Partnering with local disability groups would help businesses clear the air on this issue and devise achievable goals of

See LETTERS next page

- Publishers Paul Miller, Kirstie Wilde
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- Production Manager Jackie Cromwell
- Arts & Layout Editor Anne Papineau
- Associate Arts Editor Margot Petit Nichols
- Reporters Mary Brownfield, Chris Counts
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The Carmel Pine Cone

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LETTERS

From previous page

serving the disabled community, as well as inoculate businesses against nuisance suits. If local disability groups can be the point of contact in a community to defend local businesses against legitimate complaints, they may be able to prevent lawsuits from ever being filed.

My office is open to all constituent concerns and I will continue my efforts to protect both our local businesses and the civil rights of disabled Americans.

Sam Farr, Congressman

Editor's note: We will examine Congressman Farr's position on the ADA — that he likes it just the way it is — in an editorial next week.

All-year Christmas lights?

Dear Editor,

For all of Carmel's history the town (both its government and its citizens) has treasured its uniqueness in the face of never-ending pressures to be like everybody else. This philosophy is deeply-embedded in the General Plan, the zoning ordinances and the souls of a few old-timers who are still around. It has been an attitude that, together with our precious natural beauty of place, has caused Carmel to be world famous, envied by all who have visited here and many who have only heard of us. The town has consistently refused to be tempted into the greater revenue flow generated by chain stores and commercial gimmicks. It has even rejected opportunities for receiving government grants for public works projects, objecting to the strings that are attached, while valuing its independence as being more important than the money. Now, suddenly, we are confronted with all-year Christmas lights.

Central to making this philosophy of uniqueness work has been the dedication of citizens who have served over the years on the planning commission and the city council. Such devoted departed Carmelites as Fred Keeble, George Willox, Dorothy von Meier, Ed Neroda, Florence Josslyn, Francis Whitaker, Gunnar Norberg, Steve Grant, Allen Knight, Keith Evans, Eben Whittlesey, Barney Laiolo, Howard Nieman, Herb Blanks, to name but a few, must be restless in their graves over what is currently transpiring. Having served with almost all of them at one time or another, I know how deeply they all felt on this issue.

The latest inroad on Carmel's special

character, extending the time for Christmas lights on Ocean Avenue, puts us another notch closer to the banality of the typical twenty-first century American community, with cookie-cutter shopping centers and a slavish devotion to every faddish notion coming down the pike. A reluctant concession might be made for installation of lights at Christmas, but ALL YEAR?

Where is the planning commission when we need them? How can the council sit meekly aside?

Olof Dahlstrand, Carmel

Incorporation means 'tighter controls'

Dear Editor,

As the noose a small group of people is trying to put around our lovely valley community grows tighter, it's regrettably necessary to start fighting back. Look for some cold, hard facts before you make a decision.

Most of the residents who live here (and we have data to prove it) enjoy the environment just the way it is. Making Carmel Valley a city serves an ambitious few who are spending large sums of money and an awful lot of their time trying to sell us on what a miserable life we now lead and how absolutely utopian it would be if we would only incorporate. They have a distinct advantage. What they are doing costs a lot of money. They are spending a lot of their own and developers' money just to force this thing on all of us. They project a municipal government with larger expenses and tighter controls on our way of life than we left urban landscapes to escape.

Don Soule, Carmel Valley

'Citizen GPU'

Dear Editor,

This past week the board of supervisors was given a Community General Plan Update. This citizen plan should be adopted by the board. This plan is what the community wants and it fully incorporates the priorities of the community, including those expressed in our seven community forums, but also in hundreds of public meetings held throughout the county as part of the county's General Plan Update process.

The grand jury investigation exposed how our \$5 million waste occurred and we still have no plan. This community plan makes affordable housing a priority and also makes certain that infrastructure must be provided by the developer at the time construction occurs. We already have a severe

shortage in the sheriff's office undermining our public safety. This plan will make sure those types of service will remain a priority.

In addition, the plan supports agriculture by keeping farmers free of a burdensome permit process by removing controls over routing and ongoing agricultural activities.

Our quality of life over the next 20 years is at stake. Let's hope the board of supervisors can start out the new year by showing leadership for the citizens who elect them.

Paula Lotz, Carmel

Never a CCC

Dear Editor,

Ritchie Dunn's letter to the Monterey County Herald on Dec. 23 was right on target and before Mr. Williams starts denigrating this fine gentleman, he should get his facts straight.

Ritchie was a very successful store owner in the 1950s and has owned property here just as long. Carmel never had a Chamber of Commerce. It was called the Carmel Business Association.

Glenna Martin, Carmel

'Mighty Dan' still swinging

Dear Editor,

So the CBS report on "Rathergate" has finally been released. It seems myopic zeal, and not a political agenda caused "60 Minutes" Wednesday to broadcast its fraudulent story on President Bush's military service. Four scapegoats have been fired, but good old Dan has been spared. According to the report, "Mr. Rather does not appear to have participated in any of the vetting sessions or to have seen the segment before it

aired." He was in Florida so he's off the hook. You see, poor Dan had no ax to grind, and CBS — of course — had not taken sides in the election.

The Thornburgh/Boccardi report does a pretty good job explaining how this fiasco came into being, but it fails miserably in explaining why it was allowed to happen. No political agenda at CBS? Nothing could be further from the truth. The network vigorously defended Rather's story for 12 full days, circling its wagons ever tighter as evidence mounted that the documents had been forged.

While the bulk of the blame rests with the story's producer, Mary Mapes, a liberal partisan with an obvious agenda, it is ludicrous that the network let Rather slide. Thornburgh and Boccardi speak of "the appearance of political bias," but nowhere do they acknowledge that such bias had anything to do with the story.

In truth, Dan Rather would have done anything to see President Bush defeated. His long-held enmity toward the Bush family and unarguably liberal bent caused him to disregard everything he'd learned during a lifetime of journalism. A chance to bring down the president was simply too great a temptation. So he tossed any pretense of ethics and went for the jugular.

Dan was absent with leave the night the report came out, but he was back in his chair the next evening while four underlings were out looking for new jobs. There must be some joy in Mudville — Mighty Dan has yet to strike out.

Warren "Pete" Poitras, Carmel Valley

See **LETTERS** page 7 of the Real Estate section

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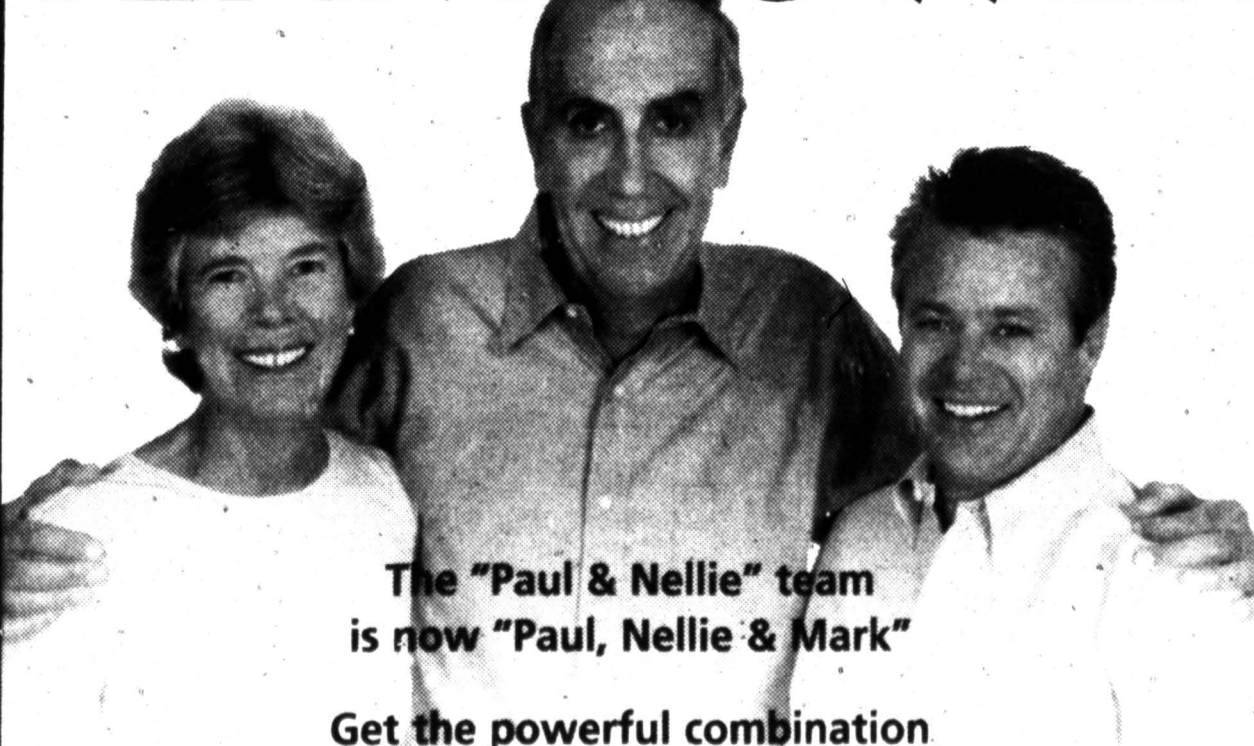


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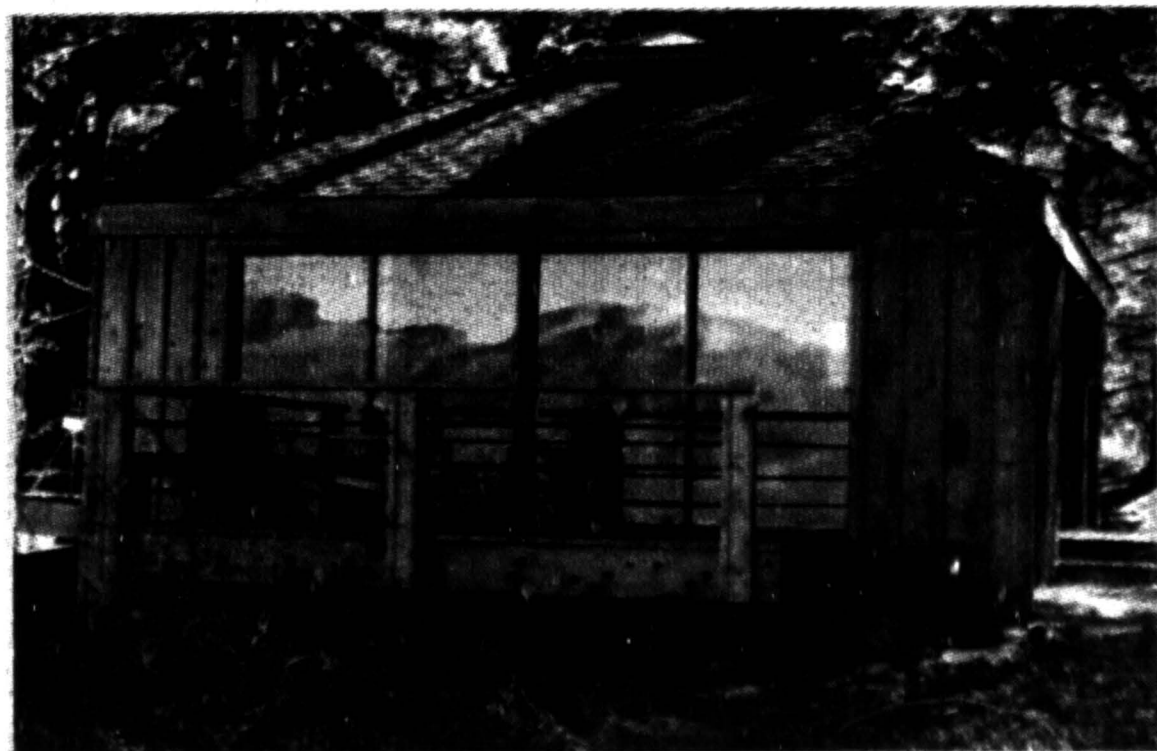
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Inside:

■ New ranch has lots to offer,
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■ This week's cover home, located in the
Carmel area, is presented by John Saar of John Saar Properties
(see page 10)

John Saar
PROPERTIES



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The Carmel Pine Cone

Real Estate

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Written in 1987 & 1988, and previously published in *The Pine Cone*



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Huge new park has little parking, many questions

By CHRIS COUNTS

OVERLOOKING POINT Lobos and Carmel Bay, the new 4,300-acre Palo Corona Ranch Regional Park will one day offer visitors stunning vistas and a gateway to the rugged Big Sur back country. For now, though, local hikers must be content with a single, 1.5-mile trail and very limited parking. Permits to visit the new park may even be required.

At a presentation and workshop on Jan. 18 at the Rancho Cañada Golf Club in Carmel Valley, Monterey Peninsula Regional Park District officials asked the public for feedback on a variety of issues that illustrate the challenges the agency faces in managing the new park. At the top of that list is parking.

A short-term plan has visitors parking outside the park's entrance on the east side of Highway 1, just south of the former Odello artichoke fields. Parking is extremely limited, and local residents voiced concerns at the meeting about traffic safety, especially U-turns.

Park district general manager Joseph Donofrio emphasized the plan to park along Highway 1, and a potential requirement that all visitors get permits, is temporary.

"The main thing we would like to get across is the interim plan is a matter of sheer necessity," he said. "Right now there is no viable alternative. We will diligently pursue alternative parking arrangements, both on and offsite."

Steve Lang, a landscape architect for Purkiss Rose-SSI, a public park planning firm hired by the park district, said a long-term parking lot onsite is possible.

"But we need to consider drainage, archeological resources and viewshed," Lang said.

Considering escrow just closed Dec. 6, the park district is moving forward fairly quickly to open the park. Part of the urgency comes from the Coastal Conservancy, the

state agency that provided \$9 million outright and a \$3.2 million loan to purchase the Front Ranch, a 680-acre portion of the former Fish Ranch adjacent to Highway 1. The

conservancy requested Front Ranch be opened to the public as soon as possible. The remaining 3,600 acres of the park will remain closed until a long-term plan is

adopted.

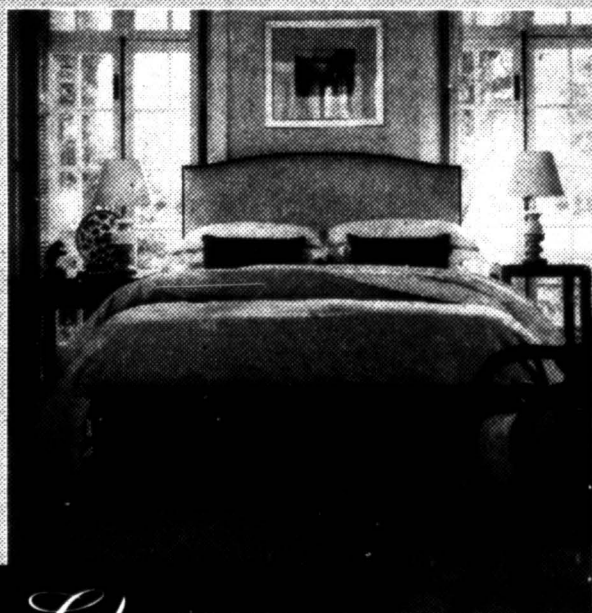
Much of Front Ranch is inaccessible due to the fact that it surrounds a 90-acre inhold-
See **PALO CORONA** page 7B



PHOTO/COURTESY DOUGLAS STEAKLEY

An aerial photograph provides a bird's eye view of the new 4,300-acre Palo Corona Ranch Regional Park. A 680-acre portion of the park will be opened to the public in the spring, but a cattle grazing operation and other issues will restrict visitors to primarily a 1.5-mile trail that leads to a scenic viewpoint.

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AFTER TWO-YEAR WAIT, SUPREME COURT NOW WANTS MORE BRIEFS ON COASTAL COMMISSION

Editor's note: More than two years ago, a California Court of Appeal ruled the California Coastal Commission was unconstitutional because it violated the separation of powers doctrine by exercising law enforcement powers of the executive branch even though a majority of its members are appointed by the legislature. The case was immediately appealed by the coastal commission to the California Supreme Court, which as yet to schedule oral arguments — highly unusual delay reflecting the complex nature of the case and its high stakes. The attorney who won the case, Ronald Zumbun, on behalf of an Orange County environmental group, the Marine Forests Society, wrote this commentary about the case.

By RONALD ZUMBRUN

IN THE long-awaited decision from the California Supreme Court, which will address the constitutionality of the California Coastal Commission, it is not just the Marine Forests Society which anxiously awaits resolution. The case at hand will affect many property owners on the California coastline. More importantly, it will affect generations of Californians to come as we address the crucial subject of how government is defined.

Three weeks ago, the California Supreme Court requested supplemental briefs in the challenge to the constitutionality of the commission. Previously, the Marine Forests Society of Newport Beach has prevailed in both the trial and appellate courts, contending that the commission is unconstitutionally structured.

At this point, I must ask for indulgence in reviewing the history of this very important case. Many of the details have appeared in previous articles, but the story set forth will

not be complete without the review and update based on recent events. It also must be mentioned that there is no intention to predict the outcome of the court proceedings in telling the Marine Forests story from our viewpoint.

On December 30, 2002, the Third District Court of Appeal upheld the Sacramento County Superior Court's ruling that because the California Legislature appoints two-thirds of the commission and could remove them at will without safeguards to ensure the Legislature does not interfere with the commission's executive power, the commission's structure violates the separation-of-powers clause of the California Constitution. (*Marine Forests Society v. California Coastal Commission*, 128 Cal.Rptr.2d 869, 884-85.) That clause requires that each of the three branches of government not intrude upon the power of the others in a way that materially impairs another branch's ability to perform its duties.

In *Marine Forests*, the trial and appellate courts had ordered that the coastal commission be enjoined from granting, denying or conditioning permit applications, granting cease and desist orders, or from performing other such executive or judicial functions. Both courts held that because of the commission's structure, it was a legislative body limited to implementing policy pursuant to the Coastal Act and was prohibited from exercising any executive or judicial powers.

On April 9, 2003, the California Supreme Court granted the coastal commission's petition for review and, in doing so, further ordered the parties to brief three issues based on the assumption that the commission was unconstitutionally structured: (1) the appropriate remedy, (2) the impact on past and currently pending decisions of the coastal commission, and (3) the constitutionality of the Legislature's February 20, 2003 attempt to correct the coastal commission deficiencies by merely eliminating the "at will" language concerning legislative appointments but leaving the Legislature with the power to

appoint two-thirds of the commission.

Although the *Marine Forests* case was handled on an expedited basis on appeal and briefing before the Supreme Court was concluded in August 2003, the Supreme Court has yet to schedule oral argument. The mysterious delay was partly explained in the Court's December 22, 2004 order requesting the parties to file briefs addressing the effects of the prospective injunction doctrine which provides that since an injunction operates prospectively, appeals of injunctions are governed by the law in effect at the time a case is finally decided by the appellate courts. This issue addresses the scope of the remedy to be provided by the Supreme Court.

The prospective injunction doctrine is intended to provide efficiency, prohibit unnecessary waste of court resources, and ensure a just resolution to the parties. Otherwise, the enjoined party would have to go back to the trial court to amend the earlier trial decision to comply with the new law because the new law often moots the original decision. However, this doctrine also has its limitations. It cannot apply new law to retroactively reinstate jurisdiction upon an unconstitutional agency's adjudicatory actions of the past. Those adjudicatory actions only could be affected by future actions of a constitutional agency. Due process would prohibit any automatic application of the prospective injunction doctrine to past actions, such as denying a permit application or issuing a cease-and-desist order, that were done by the unconstitutional agency.

In *Marine Forests*, the trial and appellate courts enjoined the commission from performing executive and judicial branch func-

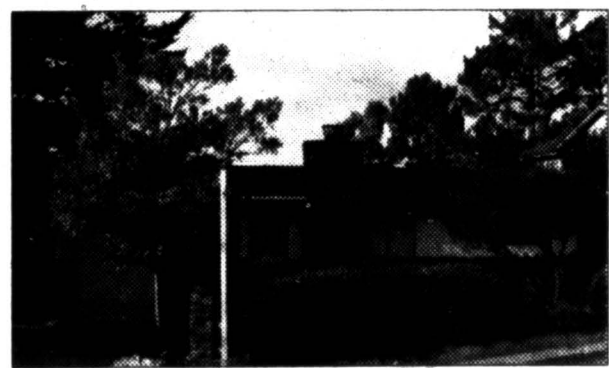
tions. If the unconstitutional defects are subsequently corrected by the Legislature, the injunction could be modified to allow such functions. Rulings concerning past adjudicatory and executive actions, such as denying permits or issuing cease-and-desist orders which were unconstitutional, would remain unconstitutional and thus void. Parties presently before the courts who have timely raised these issues would not be foreclosed from raising the unconstitutional challenge, provided the coastal commission's unconstitutional action preceded the new corrective legislation.

It is possible the Supreme Court will hold that the Legislature's 2003 amendments did not correct the separation of powers deficiency. If so, the prospective injunction doctrine would apply only if the Legislature takes additional corrective action in the future. However, it would not affect specific acts in the past that were timely challenged.

Marine Forests contends that the Legislature's 2003 attempt to correct the separation of powers deficiency is insufficient. The Legislature continues to appoint two-thirds of the commissioners and there are no safeguards or checks and balances provided to protect the executive or judicial branches of government. As *Marine Forests* argues: (1) the coastal commission does not report to the governor, who has no control of this "executive agency," but has the duty to see that the law is faithfully executed; (2) the coastal commission reports to no one and thus has no accountability; (3) this power to appoint assures that persons sharing the same philosophy and politics as the appointing power will run the agency; (4) the Legislature makes the law; it cannot control the implementation of the law; (5) there is no confirmation process; (6) the commission is

See ZUMBRUN next page

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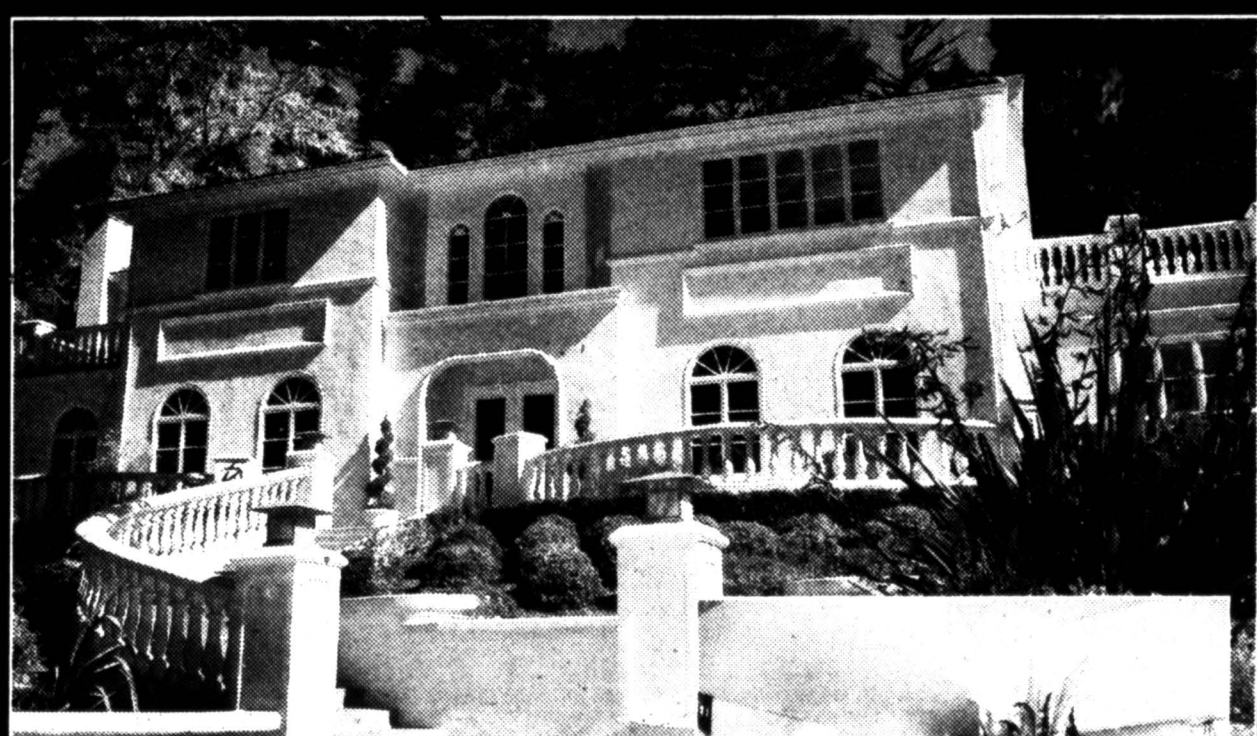
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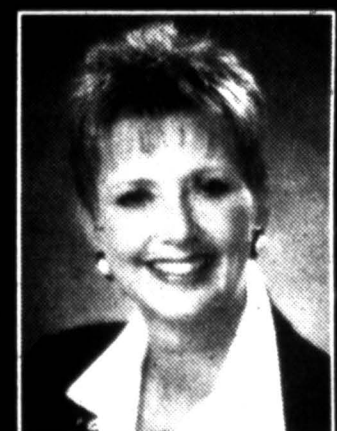
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ZUMBRUN

From page 5B

the only substantive executive agency or commission in the state of California that has the majority of its members appointed by the California Legislature; (7) in reviewing cease-and-desist orders, the courts are limited to the administrative record as presented before the commission and whether there was substantial evidence to support the commission's decision; thus, the commission is unconstitutionally exercising the complete judicial power reserved to the courts; (8) there are no qualifications to be met by the prospective appointees; (9) there is no supervisory control over the commission, and (10) two-thirds of the commission still must please the Legislature or face removal at the end of their terms.

James Madison in *The Federalist No. 47* stated: "When the legislative and executive powers are united in the same person or body . . . there can be no liberty, because apprehensions may arise lest the same monarch or senate should enact tyrannical laws to execute them in a tyrannical manner. . . . Were the power of judging joined with the legislative, the life and liberty of the subject would be exposed to arbitrary control, for the judge would then be the legislator. Were it joined to the executive power, the judge might behave

with all the violence of an oppressor."

The really difficult issue in *Marine Forests* is the second issue the court originally asked to be briefed - retroactivity. A failure of jurisdiction is normally classified as *void ab initio* or void from the beginning. It is likely that the Supreme Court will try to avoid this doctrine, which would invalidate 28 years of the coastal commission's decisions when the coastal commission's structure violated the separation of powers constitutional provision. However, the court will need a valid rationale to avoid this result.

A unique approach was taken last November when Oregon voters overwhelmingly (60 percent) adopted Measure 37, which requires that government pay landowners compensation when passing regulations that destroy the value of private property. Measure 37 forces the government to choose between enacting severe restrictions on property and compensating the landowners or allowing the owners to build on their land. This was the result of decades where property owners were required to provide public open spaces for free. The law was expressly made retroactive for 30 years.

Marine Forests has recommended alternative approaches to the Supreme Court. The commission, during briefing, raised the issue of a doctrine in California called *de facto* jurisdiction. Under this doctrine — where both an agency and the affected third

party believe there is jurisdiction — the courts will not invalidate the agency action based on lack of jurisdiction, provided the officer was otherwise acting within the law. Thus, an unconstitutional or unlawful act by an agency also lacking jurisdiction would not be protected by the *de facto* jurisdiction concept.

The California Coastal Commission has a history of unconstitutional action. In 1987, the U.S. Supreme Court in *Nollan v. California Coastal Commission*, 483 U.S. 825, 837, struck down as unconstitutional the commission's attempt to impose a public access condition on a homeowner, noting that the unrelated building restriction was "not a valid regulation of land use but 'an out-and-out plan of extortion.'" One policy consideration recommended by Marine Forests would be to distinguish between mere discretionary acts by the commission and unconstitutional actions of the commission. The latter would not be protected by the *de facto* jurisdiction concept.

Prior to 1987 and the *Nollan* decision, the commission routinely required oceanfront permit seekers to offer to dedicate vertical and lateral easements across their property. The offer to dedicate must be accepted by a

governmental or nonprofit agency within 21 years. Under the *de facto* jurisdiction doctrine, such unlawful restrictions could be nullified if no agency has accepted the offer to dedicate at the time the Supreme Court issues its decision. Alternatively, the court could follow Oregon's 30-year retroactive precedent and give the commission the option of purchasing the easement or returning it. Special arrangements such as trading comparable property could be made if circumstances have changed such as the acceptance and development of the easement.

When the legislative and executive powers are united in the same person or body . . . there can be no liberty, because apprehensions may arise lest the same monarch or senate should enact tyrannical laws to execute them in a tyrannical manner.

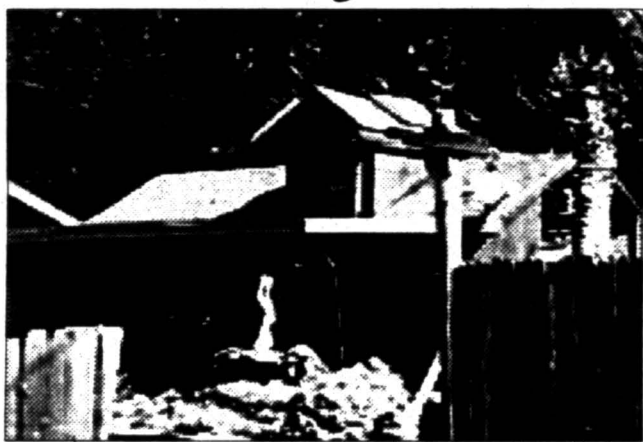
— James Madison

The *Marine Forests* case is not a dispute of

whether California's coast should be protected. Rather, it is about guarding against improper manipulative tactics by the Legislature and others. It is possible to protect our coast while adhering to the checks and balances and accountability applicable to all other governmental agencies. This is what was envisioned by our founding fathers in establishing the concept of separation of powers.

Ronald A. Zumbrun is Managing Attorney of The Zumbrun Law Firm, a Sacramento-based public issues firm.

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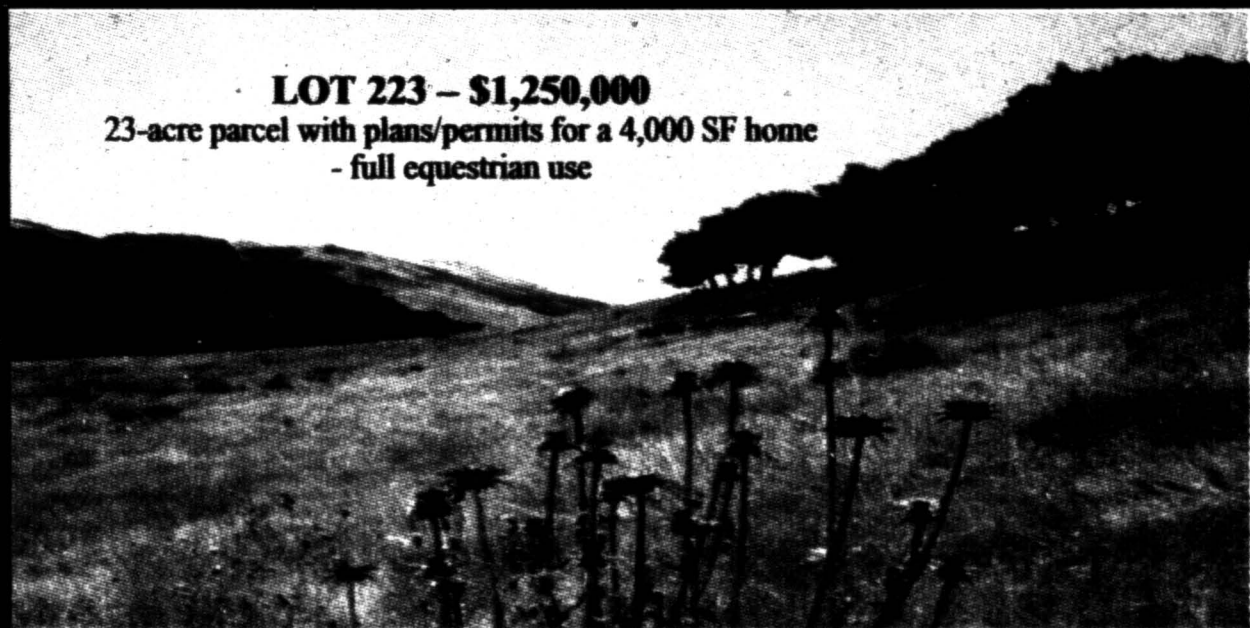
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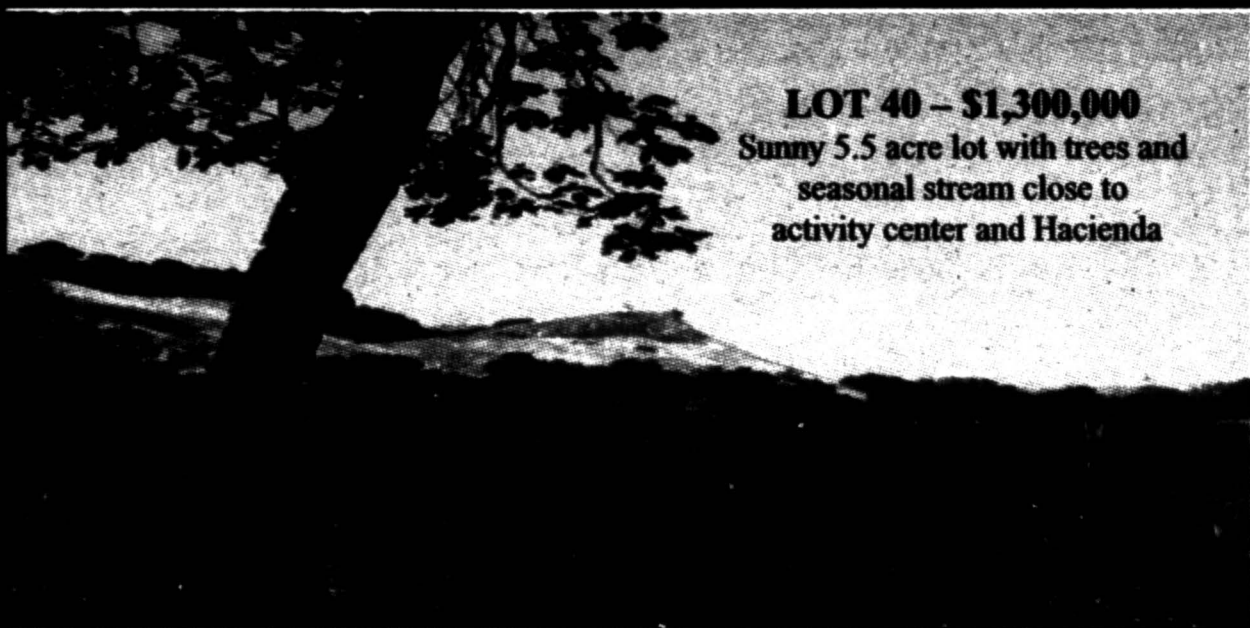
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PALO CORONA

From page 4B

ing still owned by Diana Fish — daughter-in-law of Sidney Webster Fish, the original rancher — and includes a working cattle

LETTERS

From page 27A

Good people

Dear Editor,

On the evening of Dec. 23, I realized I had misplaced my platinum, gold, and diamond ring. I spent the entire New Year's weekend tearing through my house, car and shop but not having any luck.

Monday morning I decided to retrace my steps from the previous Thursday. After asking at the deli, bakery, post office and bank, I still had not found it. Everyone was concerned, but they couldn't help.

As a last resort, I decided to go to the police station. The very kind sergeant was quite helpful. After giving him an acceptable description, he gave me my ring from their safe!

Apparently a young man who works in downtown Carmel found the ring on a Dolores Street sidewalk and turned it in. I truly appreciate his honesty and he certainly reinforces my confidence in the basic good in people.

Roy Rogers, Carmel

See PARK page 9B

operation. Hikers, at least initially, will be limited to a 1.5-mile walk leading to Inspiration Point. Along the way, hikers will pass a barn, which one day may be converted restrooms and a visitors center.

If it appeared the Jan. 18 presentation and workshop offered as many questions as answers, that was the intention.

The public was encouraged to weigh in about the new park in the workshop. Some asked about horseback riding and mountain biking, two activities that are viewed by some as incompatible. Under the interim plan, neither will be permitted, and whether they ever will is open to debate.

One resident asked if hunting would be allowed in the park. Donofrio said while hunting will not be permitted, hunters might one day be able to pass through the park by vehicle to California State Fish & Game land where hunting may be allowed.

Another resident worried about the welfare of archeological sites in the park, particularly shell mounds and grinding stones. Park district board member John Dalessio said the sites are protected by state law.

Concerns were also raised about cattle grazing in the park. Steve Lang, a landscape architect for Purkiss Rose RSI, said grazing controls non-native grasses and reduces the fire risk. The statement raised a few eyebrows, particularly since cattle grazing is often cited as an environmental hazard. Donofrio said the park district "is not locked

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Carmel Point... ca. 1930's

Restored, Refreshed, Refined. Gracious. Exceptional living room... WOW! kitchen... Three bedroom suites... Upstaged by an over-the-top white water view. \$5,550,000

Robin Fischlin

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Location, Location, Location

5400 sq. ft. 5 BD/4+ BA Family Home! Beautifully remodeled home with jacuzzi tub and Steam Sauna in Master Suite. Dual Sub-Zero refrigerators to compliment the granite counter tops and views, views, views.

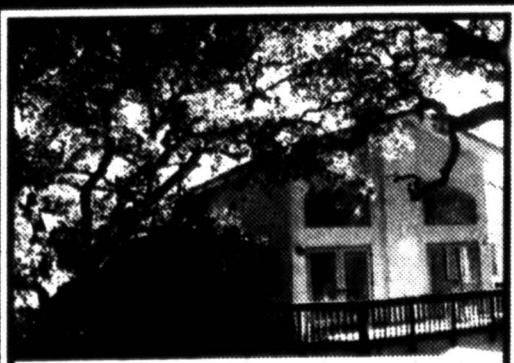
\$1,800,000



Ocean Views!

Wonderful 3 BD/3.5 BA home with 4 garages, 2 attached, 2 separate and plenty of water credits! Vaulted ceilings with large stone fireplace in living room. 2 Master Suites upstairs and 1 Bedroom Downstairs with private entrance.

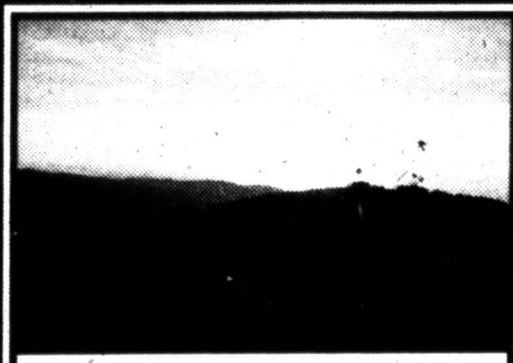
\$995,000



Carmel Valley

New construction, wonderful area, oak trees, space. Wonderful open home & kitchen with granite counter tops, polished teak counters, wine cooler, 2 fireplaces, storybook perfect.

\$1,895,000



North Coast

114-acre parcel unlike ANY other! MASSIVE ocean view, top-of-the-world retreat! Foundation and framing of 2,600 sf home already begun! Well is in. RARE opportunity to own a huge piece of heaven!

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Realtor
831.622.4873

Susan C. Freeland, J.D.
Realtor/Broker Associate
831.622.4840

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Exceptional Pebble Beach Properties

Pebble Beach Landmark

Steeped in character, this 6 bedroom, 5-1/2 bath (plus separate guest quarters) completely renovated stone estate is walking distance to The Lodge. With abundant Old World charm, this property is instantly inviting and provides an opportunity for those seeking a unique, turn-key home near the attractions and amenities at The Lodge. \$7,800,000



Sounds of the Sea...

cast a siren's call from this private knoll above 17 Mile Drive. With filtered ocean views, this 9,000 square foot residence includes 4 bedroom suites, separate guest house, 9-car garage parking for the collector, and spacious guest parking. With its spectacular sheltered courtyard, this home offers unrivaled entertaining and indoor-outdoor living. \$6,900,000

OPEN BY APPOINTMENT

January 22, 2005 – 12:00 - 2:00 pm

Call Mike Canning at 622-4848 to schedule a viewing.

MIKE CANNING
831.622.4848

THE MITCHELL GROUP
www.mikecanning.com

POLICE LOG

From page 4A

Carmel-by-the-Sea: At approximately 1520 hours, observed a plastic trash bag unsecured on the sidewalk on Ocean Avenue. Contents in the bag led the animal control officer to a business for contact, and a warning was given.

Carmel-by-the-Sea: Male reported he saw a large tree branch hanging over his neighbor's house at Santa Lucia and Rio. Units responded to the location and confirmed the tree branch was a hazard. A message was left at the homeowner's business. Modesto P.D. attempted to contact the owner at their second residence. Modesto P.D. advised no one was home, but a note was left to call Carmel P.D.

Carmel-by-the-Sea: A male subject, age 29, was stopped on Junipero at Third and cited for driving without a license.

Carmel-by-the-Sea: At 0844 hours, Engine 7111 was dispatched to a reported sewage spill at Vizzaino and Flanders. Upon arrival, found a house service cap that had come off and a small amount of sewage coming out and soaking into the ground. Sewage was not leaving the property and a plumbing company was due on scene in several minutes.

Carmel-by-the-Sea: At 1145 hours, engine was dispatched to a reported gasoline spill at San Carlos and Eighth. Upon arrival, found a small amount of gasoline where a car was parked but was gone on arrival. Absorbent applied.

Carmel-by-the-Sea: At 1729 hours, a passerby walked into CFD and stated a car rolled on its side on Carpenter Street. The person left before any further information was learned. Engine 7111 and Ambulance 7166 Notified FireComm and went en route. At 1732 hours, found a vehicle on its driver's side at Carpenter and Serra. FireComm was asked to notify Cypress Fire/California Department of Forestry that this was in their area. Vehicle not leaking fluids, and firefighters were unable to access engine compartment. Remained on scene until a tow righted the vehicle and removed it.

Carmel-by-the-Sea: At 1925 hours, Engine 7111 and Ambulance 7166 were dispatched to a medical emergency on San Carlos. Upon arrival, found an older female subject complaining of severe abdominal pain. She was evaluated, loaded and transported to CHOMP via ambulance.

Carmel Valley: A 37-year-old female Country Club Drive resident stated she believed her dogs burned their paws on the outside back patio. She was not sure if it was some kind of chemical. No suspect information.

Carmel area: Female Monte Verde Road resident, age 73, called to report that an obscene message was left on her phone answering machine, and she explained that the call consisted of a female moaning, similar to someone in the heat of passion. No prosecution.

Carmel Valley: A female from Oakland requested a welfare

See **POLICE LOG** page 11B

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- MLS Listing exposed to thousands
- Broker's open house tour
- Open houses on weekends
- Newspaper and Internet advertising
- Attractive Flyers
- Empire post sign with flyer box
- CPA assistance in tax matters
- Full contract execution
- Attorney review of contracts

3 1/2 %
Total
sales
fee

WOODSY RETREAT IN MONTEREY

640 Martin Street

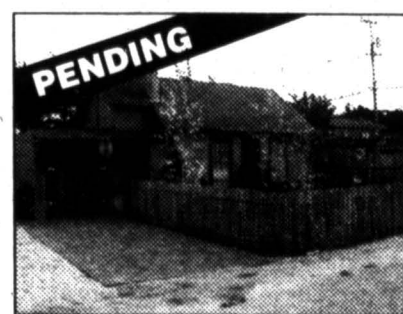
Peaceful setting in the heart of Monterey, yet far from city noise. 2,100 sq. ft. with 3 BD, 3BA. Wonderful floor-plan with gourmet kitchen and huge master suite with deck and jacuzzi tub. Reduced to \$905,000

Call Shirl 915-1424



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\$749,000
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CARE

From page 2A

sent Jan. 26, but the boxes will remain to gather donations even after the Feb. 14 holiday, and donations will be shipped

CHP has new home

THE CALIFORNIA Highway Patrol's new offices opened for business last month, when its dispatchers, officers and staff moved from their former Portola Road building to new digs on East Blanco Road.

Located at 960 East Blanco Road near the Abbott Street intersection and north of the Spreckels Junction, the new offices are closer to downtown Salinas and Highway 101 than the CHP's old building, which was just off Reservation Road and Highway 68, several miles west of the city.

Because it falls in a different SBC grid, the highway patrol has new telephone numbers as well:

■ The business office can be reached at (831) 796-2100.

■ The business fax number is (831) 424-2117.

■ Public dispatch is available at (831) 796-2180.

■ To send a fax to dispatch, dial (831) 755-8112.

PG&E rebates up for grabs again

TO MOTIVATE residential and commercial customers to cut their natural gas use during cold winter months, PG&E began offering almost \$8 million in rebates Jan. 1.

New energy-efficient appliances — such as clothes washers and dryers, furnaces and dishwashers — as well as cost-saving commercial boilers, double-paned windows, insulation and other infrastructure, are eligible.

Many other items also qualify. For complete information, visit www.pge.com.

PARK

From page 7B

Donofrio said the park district "is not locked into any agreement" regarding the cattle and no decision has been made about their future on the ranch.

The presentation and workshop focused on short-term solutions to presumably short-term issues. Perhaps Lang summed it up best when he reminded the audience "nothing is set in stone."

"We want to come up with something that works," Lang said. "But not at the expense of the park's natural resources and its neighbors."

Donofrio said the long-term planning process for the park will begin toward the end of this year. He estimated the task will take 18 months to complete.

overseas every few months.


"We did one before Christmas, too," Snortum said, adding that any market interested in hosting a Support Our Troops mailbox should call (831) 624-6018.

"Your participation will be greatly appreciated," she wrote in an e-mail, spreading the news. "You will show our men and women in service of our country that we think of them, love them, pray for them and are grateful for the sacrifices they are making daily in our behalf."

The club's 25 members, who live in Carmel and Pebble Beach, are also considering supporting a program dubbed, "Take a Wounded Soldier to the Movies," in which care packages containing a phone card, a DVD, candy, popcorn and a

letter are sent to soldiers stationed in Germany while recovering from injuries sustained in Iraq.

Snortum said the club routinely undertakes community service projects that demand use of their green-thumb skills, including a possible upcoming redesign and improvement of the median strip at the west end of Carmel Valley Road.



Gracie Langley

Robin Fischman

(831) 622-4018

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The Preserve Land Company, Inc., Carmel, CA 877-626-8200 www.santaluciapreserve.com



Obtain the Property Report required by Federal Law and read it before signing anything. No Federal Agency has judged the merits or value of any of this property.



Carmel,
California



CARMEL

\$925,000 2bd 1ba Guadalupe 2 NE 1st Coldwell Banker Del Monte	Sa Su 1-3 Carmel 626-2222
\$930,000 2bd 1ba NE Corner Guadalupe & 3rd Mitchell Group	Sa 2-4 Carmel 624-0136
\$995,000 2bd 2ba Guadalupe 5 NW 3rd Mitchell Group	Su 2-4 Carmel 624-0136
\$1,295,000 3bd 2ba 24809 Santa Fe Alain Pinel Realtors	Sa Su 2-4 Carmel 622-1040
\$1,295,000 3bd 3ba NE CNR of Camino Del Monte Coldwell Banker Del Monte	Su 1-3 Carmel 626-2223
\$1,299,000 3bd 2ba Carpente, 1 NW of 5th Coldwell Banker Del Monte	Su 1-3 Carmel 626-2223
\$1,370,000 3bd 2ba SW Corner Forest & 7th Alain Pinel Realtors	Sa 12-4 Su 2-4 Carmel 622-1040
\$1,395,000 3bd 2ba 3 NW Santa Rita & 3rd Alain Pinel Realtors	Sa 1-4 Carmel 622-1040
\$1,395,000 3bd 2ba 3 NW Santa Rita & 3rd Alain Pinel Realtors	Su 11:30-1:30 Carmel 622-1040
\$1,395,000 3bd 2ba Dolores 3 NW 4th Mitchell Group	Sa Su 1-3 Carmel 659-2267
\$1,449,000 3bd 2ba Torres 7 NW of 8th Coldwell Banker Del Monte	Sa Su 1-3 Carmel 626-2221
\$1,495,000 3bd 2ba Guadalupe 2 NW 2nd Coldwell Banker Del Monte	Sa Su 1-3 Carmel 626-2221
\$1,695,000 2bd 2ba 24793 Santa Rita John Saar Properties	Sa Su 1-3 Carmel 625-0500
\$1,795,000 3bd 2ba San Carlos 2 NW 9th Mitchell Group	Su 2-3:30 Carmel 624-0136
\$1,799,000 3bd 2.5ba Lincoln 2 SW 12th Mitchell Group	Sa 12-3 Su 12-2 Carmel 624-0482
\$1,895,000 3bd 2.5ba Santa Rita 3 SE of 2nd Burchell House Properties	Sa 2-4 Su 1-4 Carmel 624-6461
\$1,899,000 3bd 2ba SE Corner Lopez & Third Mitchell Group	Sa Su 2-4 Carmel 624-0136
\$1,899,000 2bd 2ba San Carlos 3 NW 9th Mitchell Group	Sa 1-4:30 Su 1-5:30 Carmel 624-0136
\$1,995,000 3bd 2ba 3 NE Dolores & 3rd Alain Pinel Realtors	Sa Su 1-4 Carmel 622-1040
\$1,995,000 3bd 3ba + gst.hse. 24475 San Luis Coldwell Banker Del Monte	Su 12-3 Carmel 626-2226
\$1,995,000 3bd 2ba Lincoln 3 NE of 9th Coldwell Banker Del Monte	Su 2-4 Carmel 626-2221
\$1,995,000 2+bd 2ba NW Cor San Carlos & 12th Mitchell Group	Sa 1-3 Carmel 624-0136
\$2,195,000 4bd 3ba Vizcaino 15 SW of Mt. View Coldwell Banker Del Monte	Sa Su 1-4 Carmel 626-2224
\$2,500,000 2bd 2ba 2784 Pradera Mitchell Group	Sa 12-3 Carmel 624-6482
\$2,645,000 3bd 3.5ba Casanova 2 NE 7th Alain Pinel Realtors	Sa 2-4 Carmel 622-1040
\$2,750,000 3bd 3.5ba 268 San Remo John Saar Properties	Sa 1:30-4 Su 11-3 Carmel 625-0500
\$2,995,000 3bd 3ba 26213 Mesa Drive Burchell House Properties	Su 2-4 Carmel 624-6461
\$2,995,000 3bd 3.5ba Dolores 3 SE 7th - Unit 1 Coldwell Banker Del Monte	Sa 1-3 Carmel 626-2222
\$2,995,000 3bd 3.5ba Dolores 3 SE 7th - Lower Unit Coldwell Banker Del Monte	Su 1-3 Carmel 626-2222
\$3,188,888 4bd 3.5ba Lopez 12 NE of 4th Alain Pinel Realtors	Su 1-4 Carmel 622-1040
\$3,590,000 4bd 4ba Carmelo 2 NE 4th Coldwell Banker Del Monte	Sa 2-4 Carmel 626-2221
\$3,795,000 3bd 2ba 2579 14th Avenue Coldwell Banker Del Monte	Sa Su 1-3 Carmel 626-2222
\$5,950,000 3bd 3ba SE Corner Scenic Road & 10th Mid Coast Investments	Sa Su 1-3 Carmel 626-0145
\$6,750,000 4bd 3ba 2600 Ribiera Road Coldwell Banker Del Monte	Su 1-3 Carmel 626-2222

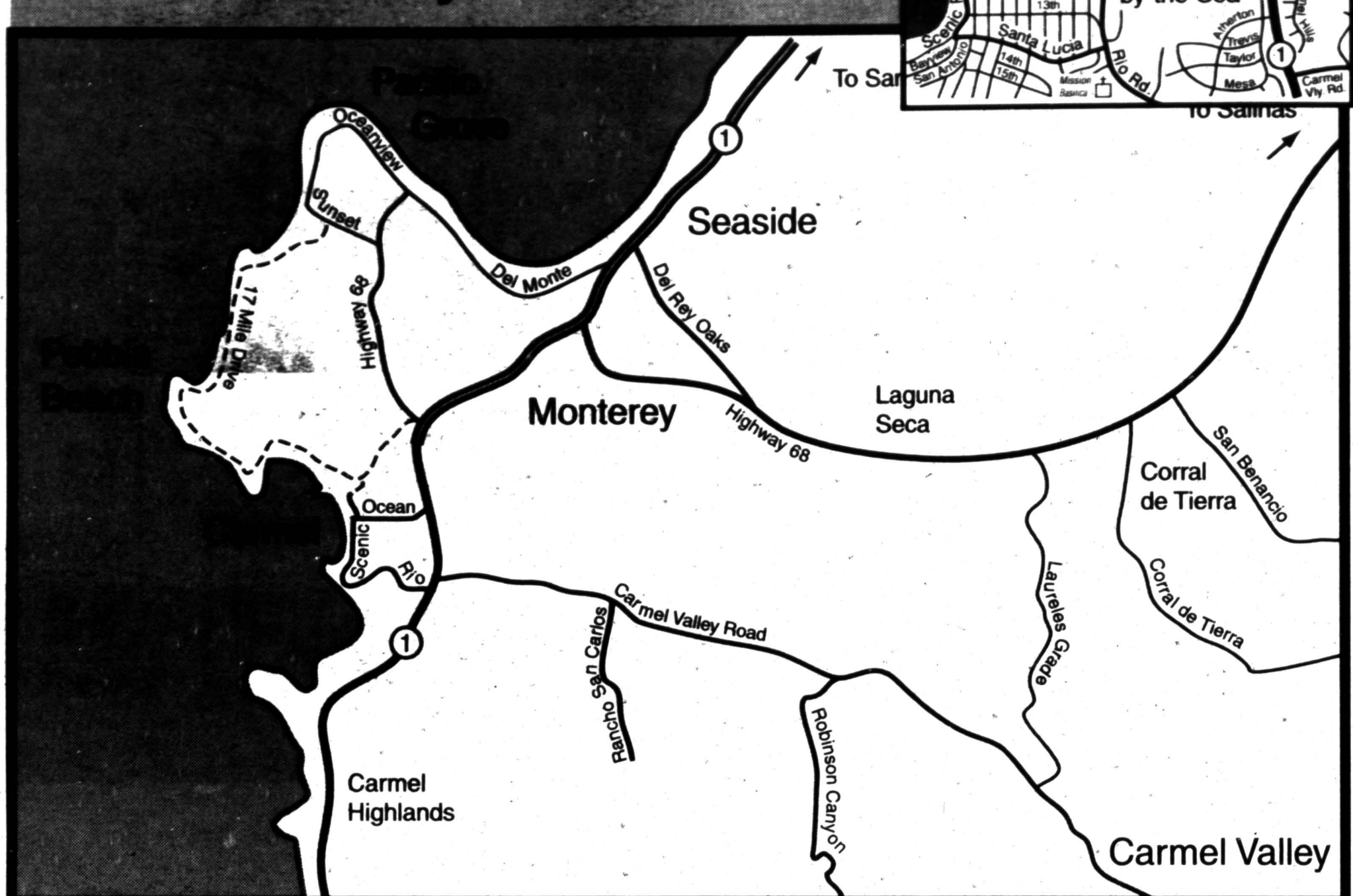
CARMEL HIGHLANDS

\$2,745,000 5bd 4+ba 125 Carmel Riviera Alain Pinel Realtors	Sa Su 12-2:30 Crmil Highlands 622-1040
\$2,990,000 5bd 4ba+ 29705 Peter Pan Road Alain Pinel Realtors	Su 2-4 Crmil Highlands 622-1040

CARMEL VALLEY

\$759,000 2bd 2ba 28 Camino de Tradescia Alain Pinel Realtors	Sa Su 1-4 Carmel Valley 622-1040
\$875,000 2bd 2ba 27435 Loma del Rey Alain Pinel Realtors	Su 1:30-4 Carmel Valley 622-1040
\$895,000 4bd 2ba 134 Country Club Drive Mitchell Group	Su 2-4 Carmel Valley 659-2267
\$1,185,000 3bd 3+ba 69 E Garzas Road Mitchell Group	Su 2-4 Carmel Valley 659-2267
\$1,195,000 3bd 2ba 24900 Pine Hills Dr. John Saar Properties	Sa Su 1-3 Carmel Valley 625-0500
\$1,395,000 3bd 2ba 531 Country Club Drive Mitchell Group	Sa Su 1-3 Carmel Valley 659-2267
\$1,525,000 4bd 3ba 7046 Valley Greens Circle Burchell House Properties	Sa Su 2-4 Carmel Valley 624-6461

THIS WEEKEND'S OPEN HOUSES January 22-23



\$1,595,000 4bd 4.5ba 10674 Locust Court Burchell House Properties	Su 1-4 Carmel Valley 624-6461
\$1,695,000 4bd 3.5ba 7073 Valley Greens Circle Alain Pinel Realtors	Sa 1-4 Carmel Valley 622-1040
\$1,695,000 3bd 2.5ba 8074 Lake Place Mitchell Group	Su 2-4 Carmel Valley 659-2267
\$1,995,000 3bd 2ba 7067 Valley Greens Circle Coldwell Banker Del Monte	Su 1-3 Carmel Valley 626-2221
\$3,400,000 4bd 4ba 75 E Carmel Valley Road Alain Pinel Realtors	Sa Su 1-3 Carmel Valley 622-1040

DEL REY OAKS

\$769,900 3bd 2ba 810 Avalon Place Coldwell Banker Del Monte	Sa 1-3 Del Rey Oaks 626-2222
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HOLLISTER

\$569,000 2bd 2ba+sep. rental 1020 Victoria St John Saar Properties	Su 1-4 Hollister 625-0500
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MONTEREY

\$614,000 2bd 1ba 425 Palo Verde Coldwell Banker Del Monte	Su 1-3 Monterey 626-2222
\$650,000 2bd 2.5ba 551 Montsalas Alain Pinel Realtors	Sa 1-4 Monterey 622-1040
\$825,000 2bd 2.5ba 65 Logan Lane Coldwell Banker Del Monte	Su 3-5 Monterey 626-2222
\$849,995 3bd 2ba 12 Skyline Crest John Saar Properties	Sa Su 1-4 Monterey 625-0500
\$885,000 3bd 1.5ba 238 Mar Vista John Saar Properties	Sa 12:30-3:30 Monterey 625-0500
\$885,000 3bd 1.5ba 238 Mar Vista John Saar Properties	Su 1-4 Monterey 625-0500
\$895,000 4bd 1.5ba 980 Jefferson Street Coldwell Banker Del Monte	Su 1-3 Monterey 626-2222
\$1,525,000 4bd 3.5ba 400 Dry Creek Alain Pinel Realtors	Sa Su 2-4 Monterey 622-1040

MTRY./SALINAS HWY.

\$1,575,000 5bd 4+ba 23775 Spectacular Bid John Saar Properties	Sa 11-5 Su 1-3 Mtry/Slns Hwy 625-0500
\$1,679,000 4bd 4.5ba 19838 Spring Ridge Terrace Coldwell Banker Del Monte	Sa 1-3 Mtry/Slns Hwy 626-2222
\$1,685,000 3bd 3.5ba 127 Las Brisas Mitchell Group	Sa 11:30-1:30 Mtry/Slns Hwy 659-2267
\$1,795,000 3bd 2.5ba 224 Madera Court Mitchell Group	Su 2-4 Mtry/Slns Hwy 659-2267
\$1,798,000 3+bd 2.5ba 300 Belladerra Court Mitchell Group	Sa 1:30-4 Mtry/Slns Hwy 659-2267
\$1,800,000 5bd 4ba 19652 Woodcrest Drive Mitchell Group	Sa Su 2-4 Mtry/Slns Hwy 659-2267
\$2,995,000 5bd 3.5ba+ 25564 Paseo de Cumbre Alain Pinel Realtors	Su 2-5 Mtry/Slns Hwy 622-1040
\$3,600,000 5bd 5ba 107 El Torneo Court Alain Pinel Realtors	Sa Su 1-4 Mtry/Slns Hwy 622-1040

\$4,295,000 5bd 5+ba 610 Belavida Mitchell Group	Su 11-1 Mtry/Slns Hwy 659-2267
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PACIFIC GROVE

\$729,000 2bd 1ba 334 Bishop Avenue Mitchell Group	Sa Su 1-4 Pacific Grove 646-2120
\$840,000 2bd 1ba 615 Walnut St. John Saar Properties	Sa 11-4 Su 1-4 Pacific Grove 622-7227
\$875,000 3bd 2ba 908 Hillcrest Coldwell Banker Del Monte	Sa Su 1-3 Pacific Grove 626-2226
\$985,000 2bd 1ba + gst.hse. 533 Pine Avenue The Jones Group	Sa 2-4 Pacific Grove 655-5050
\$1,075,000 4bd 2ba 112 16th Street The Jones Group	Sa 2-4 Pacific Grove 655-5050
\$1,699,000 4bd 3ba 928 Fountain Avenue Mitchell Group	Sa 12-3 Pacific Grove 646-2120
\$1,995,000 2bd 2.5ba 118 Grand Avenue (R/C) Alain Pinel Realtors	Sa 12-3 Su 1-4 Pacific Grove 622-1040

PEBBLE BEACH

\$625,000 2bd 2ba 51 Shepherds Knoll Mitchell Group	Sa 1-3 Pebble Beach 646-2120
\$1,195,000 4bd 3ba 3030 Lopez John Saar Properties	Sa Su 2-4 Pebble Beach 625-0500
\$1,239,000 4bd 3ba 2897 Galleon Road Coldwell Banker Del Monte	Sa 1-3 Pebble Beach 626-2221
\$1,595,000 4bd 2.5ba 2948 Stevenson Coldwell Banker Del Monte	Sa 1-3 Pebble Beach 626-2222
\$1,949,000 3bd 2.5ba 4013 Los Altos Coldwell Banker Del Monte	Sa 1-3 Su 1-4 Pebble Beach 626-2221

\$1,990,000 3bd 2.5ba 1060 Rodeo Road Alain Pinel Realtors	Sa Su 1-4 Pebble Beach 622-1040
\$2,495,000 4bd 3.5ba 999 Customs Mitchell Group	Sa Su 1-4 Pebble Beach 646-2120
\$2,795,000 3bd 3.5ba 60 Spanish Bay Circle Coldwell Banker Del Monte	Sa Su 1-3 Pebble Beach 626-2222
\$2,795,000 4bd 4.5ba 64 Spanish Bay Circle Coldwell Banker Del Monte	Su 1-3 Pebble Beach 626-2221
\$3,200,000 3bd 3.5ba 75 Spanish Bay Circle Fouratt-Simmons Real Estate	Sa Su 1-3 Pebble Beach 624-3829
\$4,495,000 3bd 2.5ba 982 Coral Drive Mitchell Group	Su 1-4 Pebble Beach 646-2120
\$5,950,000 5bd 5.5ba + gst.hse. 3930 Ronda Road Coldwell Banker Del Monte	Sa Su 1-3 Pebble Beach 626-2223

SALINAS

\$650,000 3bd 2ba 1014 Junipero Way Mitchell Group	Sa Su 1-4 South Salinas 659-2267
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SOUTH COAST

\$2,950,000 3bd 3.5ba 31525 Highway 1 John Saar Properties	Sa 1-4 South Coast 625-0500
\$4,000,000 5bd 4+ba 36296 Garrapata Ridge John Saar Properties	Sa 2:30-4:30 South Coast 625-0500
\$4,000,000 5bd 4+ba 36296 Garrapata Ridge John Saar Properties	Su 1-4 South Coast 625-0500

Travelling this winter?

Keep up with events back home by
visiting the Carmel Pine Cone's
web site every week!

www.carmelpinecone.com

POLICE LOG

From page 8B

check on her 52-year-old daughter at her Laurel Drive residence. The resident was then transported to Community Hospital on a 72-hour hold under Section 5150 of the Welfare & Institutions Code.

MONDAY, JANUARY 10

Carmel-by-the-Sea: A large black dog was found going through a garbage can on Ocean Avenue at 0116 hours. The dog was transported to the station, and the owner was notified. The owner picked up the dog from the station.

Carmel-by-the-Sea: Subject reported unknown person caused damage to his vehicle while it was parked in the area of Camino Real and Eighth Avenue. Vandalism estimated at less than \$400 damage.

Carmel-by-the-Sea: Casanova resident suspected someone had entered her house and left before she came home. She stated this was an ongoing problem and she thought she knew who it was. Officers checked the inside and outside perimeter, but no forced entry was present. Nothing appeared to be taken.

Carmel-by-the-Sea: Engine responded to wires down at San Carlos and 10th. On scene, crew flagged and secured to the side of the roadway a TV cable that was hanging from a tree and a hazard to traffic.

Carmel Valley: A 30-year-old female reported the theft of her purse from her locked vehicle while it was parked on Esquiline Road.

Carmel Valley: Female Schulte Road resident, age 46, called to report she found a 3-year-old child wandering around the neighborhood unsupervised.

TUESDAY, JANUARY 11

Carmel-by-the-Sea: Male stated he was walking near the area of San Carlos and Fifth on 01-09 when he noticed his cell phone was missing. He looked in the area for it but could not

See **POLICE LOG** page 13B

BUSINESSES & RESTAURANTS AVAILABLE

CARMEL BUSINESS SALES, INC. offers the Monterey Peninsula's largest list of available businesses, restaurants, motels and commercial property. Call, write or FAX for our free list.

DON BOWEN

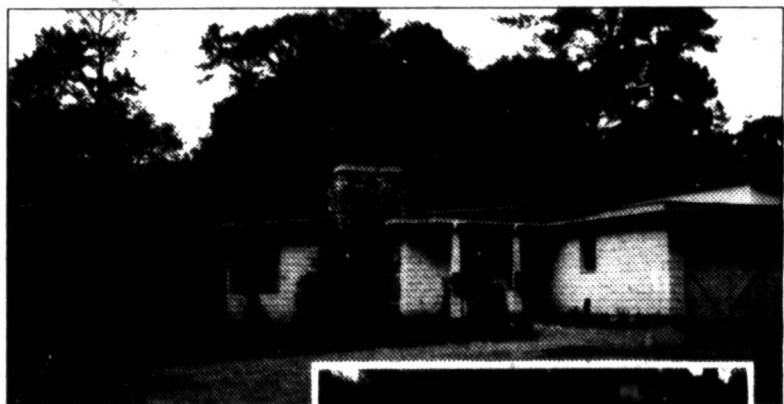
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Carmel-by-the-Sea 625-5581 FAX 625-2057

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Vizcaino 15 SW of Mountain View, Carmel

Above and beyond falls short of describing the exceptional value awaiting you in this Carmel residential compound! The primary residence is a like-new 3-bedroom, 2-bath home that has been completely reconstructed with state-of-the-art materials inside and out. Formal entry leads to a spacious living room with Carmel stone fireplace, dining room, huge gourmet kitchen with Viking appliances and etched travertine counters. Enormous master bedroom suite features Carmel stone fireplace and large master bath with travertine counters and floors. Hickory pecan floors throughout with numerous French doors overlooking a huge patio. The second home is a 1-bedroom, 1-bath completely remodeled cottage with kitchen. \$2,195,000



Bill Wilson
Office 831.622.2506
Cell 831.915.1830
Home 831.626.0650
Ocean at Dolores, Carmel

ALAIN PINEL *Realtors*



CARMEL

This 5,100 sq. ft. home rests on a 1/2 acre in the exclusive Hatton Fields estate section has been brilliantly updated with extraordinary attention to detail, extensive use of the finest materials from around the world, and meticulous finishing by the best artisans in Monterey County.

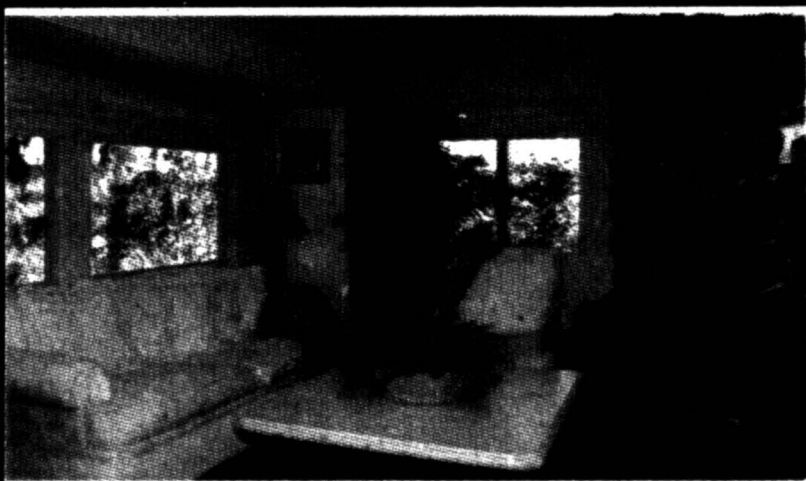
Offered at \$5,195,000



CARMEL VALLEY

Located in Los Tulares, this 3bd. 2.5ba private sanctuary is set on 2.5 acres with wonderful valley views. Completely remodeled, this fabulous home is graced with hardwood floors and Travertine bathrooms. The gourmet kitchen includes a Viking 6 burner range, Sub-Zero refrigerator, and slab granite countertops with Jerusalem Stone backsplash.

Offered at \$1,695,000



PERBEE BEACH

Terrific location, this golf course property is on the 17th green of MPCC Shore course and within cart distance to Monterey Peninsula Country Club, Spanish Bay and the Ocean. Offering 3 bedrooms, 2.5 baths, 4 fireplaces, security system, finished 2 car garage and golf cart garage, truly a must see home.

Offered at \$1,990,000



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PUBLIC NOTICES • PUBLIC NOTICES • PUBLIC NOTICES

FICTITIOUS BUSINESS NAME STATEMENT File No. 20043001. The following person(s) is(are) doing business as: **FLANDERS COURT OF CARMEL**, 25661 Morse Drive, Carmel, CA 93923. **HERMAN G. FICK- EWIRTH**, 25661 Morse Drive, Carmel, CA 93923. **MIRIAM S. FICKEWIRTH**, 25527 Flanders Drive, Carmel, CA 93923. This business is conducted by a husband and wife. Registrant commenced to transact business under the fictitious business name or names listed above on March 15, 1994. (s) Herman G. Fickewirth. This statement was filed with the County Clerk of Monterey County on Dec. 23, 2004. Publication dates: Dec. 31, 2004 and Jan. 7, 14, 21, 2005. (PC1226)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20043023. The following person(s) is(are) doing business as: **KELLER WILLIAMS REALTY**, 26364 Carmel Rancho Lane, Carmel, CA 93923. **SHARON LEE GEDRYN**, 9 White Tail Ln., Monterey, CA 93940. This business is conducted by a limited partnership. Registrant commenced to transact business under the fictitious business name or names listed above on Dec. 1, 2004. (s) Sharon Gedryn. This statement was filed with the County Clerk of Monterey County on Dec. 28, 2004. Publication dates: Jan. 7, 14, 21, 28, 2005. (PC102)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20042923. The following person(s) is(are) doing business as: **LET IT BEAD**, 700 Cannery Row #CC, Monterey, CA 93940. **KRIS L. AVINA-ROSCOE**, 1085 Trappers Trail, Pebble Beach, CA 93953. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on 1994. (s) Kris L. Avina-Roscoe. This statement was filed with the County Clerk of Monterey County on Dec. 17, 2004. Publication dates: Jan. 7, 14, 21, 28, 2005. (PC103)

SUMMONS - FAMILY LAW
CASE NUMBER: DR 42768
NOTICE TO RESPONDENT:
MARIA LOPEZ
You are being sued.

PETITIONER'S NAME IS:
MANUEL V. PACHECO
You have 30 CALENDAR DAYS after this Summons and Petition are served on you to file a response (form FL-120) at the court and have a copy served on the petitioner. A letter or phone call will not protect you. If you do not file your Response on time, the court may make orders affecting your marriage, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs. If you cannot pay the filing fee, ask the clerk for a fee waiver form. If you want legal advice, contact a lawyer immediately.

NOTICE: The restraining orders on the back are effective against both husband and wife until the petition is dismissed, a judgment is entered, or the court makes further orders. These orders are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.

The name and address of the court is:
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY
1200 AGUAJITO ROAD
MONTEREY, CA 93940

The name, address and telephone number of the petitioner's attorney, or petitioner without an attorney, is:
MANUEL V. PACHECO
1551 El Dorado Drive
Salinas, CA 93906
(831) 449-1888

Notice to the person served: You are served as an individual.
Date: Dec. 17, 2004
(s) Lisa M. Galdos, Clerk
by C.J. Canacho, Deputy
Publication Dates: Jan. 7, 14, 21, 28, 2005. (PC 104)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20042874. The following person(s) is(are) doing business as: **SYLVIA'S DANISH PASTRY**, 403 Mid Valley Center, Carmel Valley, CA 93923. **RICHARD STEVEN BAGBY**, 135 White Oaks Lane, Carmel Valley, CA 93924. **DONNA DEL BAGBY**, 135 White Oaks Lane, Carmel Valley, CA 93924. This business is conducted by a husband and wife. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 16, 2004. (s) Steve Bagby. This statement was filed with the County Clerk of Monterey County on Dec. 8, 2004. Publication dates: Jan. 7, 14, 21, 28, 2005. (PC105)

CARMEL HIGHLANDS PROTECTION DISTRICT
NOTICE OF PUBLIC MEETING
AMENDING THE FINAL BUDGET FOR FISCAL YEAR 2004-05

NOTICE IS HEREBY GIVEN that on Tuesday, January 18, 2005 at 12:30 p.m. the Carmel Highlands Fire Protection District, Board of Directors will meet at the District's fire station located at 73 Fern Canyon Road, Carmel to consider adoption of an amended Final Budget for Fiscal Year 2004-05 that ends June 30, 2005.

NOTICE IS FURTHER GIVEN that the Final Budget was adopted September 8, 2004 and is available for inspection at the District's fire station located at 73 Fern Canyon Road, Carmel, between the hours of 8:00 a.m. and 5:00 p.m.

NOTICE IS FURTHER GIVEN, that any District resident may appear and be heard regarding the increase, decrease, or omission of any item on the budget or for the inclusion of any additional items.
DATED: January 5, 2005
(s) Gayle Sheppard,
Secretary of the Board
Publication dates: Jan. 14, 21, 2005. (PC106)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20043032. The following person(s) is(are) doing business as: **BUTTERFLY GIRL**, 243 El Dorado Street, Monterey, CA 93940. **CARIA LISA MARTINS**, 22314 Capote Drive, Salinas, CA 93908. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on December 28, 2004 (s) Caria L. Martins. This statement was filed with the County Clerk of Monterey County on Dec. 28, 2004. Publication dates: Jan. 14, 21, 28 & Feb. 4, 2005. (PC107)

CYPRESS FIRE PROTECTION DISTRICT

NOTICE OF PUBLIC MEETING
AMENDED FINAL BUDGET
FISCAL YEAR 2004-05

NOTICE IS HEREBY GIVEN that on Thursday, January 27, 2005 at 2:00 p.m. the Cypress Fire Protection District, Board of Directors will meet at the District's fire station located at 3775 Rio Road, Carmel to consider adoption of an amended final budget for fiscal year 2004-05 that ends on June 30, 2005.

NOTICE IS FURTHER GIVEN that the final budget was adopted September 23, 2004 and is available for inspection at the District's fire station located at 3775 Rio Road, Carmel between the hours of 8:00 a.m. to 5:00 p.m.

NOTICE IS FURTHER GIVEN that any District resident may appear and be heard regarding the increase, decrease, or omission of any item on the budget or for the inclusion of any additional items.

DATED: January 11, 2005
(s) Gayle Sheppard,
Secretary of the Board
Publication dates: Jan. 14, 21, 2005. (PC110)

NOTICE OF PETITION TO ADMINISTER ESTATE OF STANLEY DAVIS PRESTON, JR.

Case Number MP17450
To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of **STANLEY DAVIS PRESTON, JR.**

A PETITION FOR PROBATE has been filed by **PATRICIA JEAN PRESTON** in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that **PATRICIA JEAN PRESTON** be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

A HEARING on the petition will be held on February 4, 2005 at 10:30 a.m., Dept.: 17, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner:
ROBERT E. WILLIAMS
215 W. Franklin St., #219
Monterey, CA 93940
(831) 372-8053

This statement was filed with the County Clerk of Monterey County on Jan. 10, 2005.
Publication dates: Jan. 14, 21, 28, 2005. (PC109)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050072. The following person(s) is(are) doing business as: **THE BIG SUR RIVER INN**, Hwy. 1 at Pheneger Creek, Big Sur, CA. **THE RIVER INN, A CALIFORNIA LIMITED PARTNERSHIP**, Highway 1 at Pheneger Creek, Big Sur, CA 93920. This business is conducted by a limited partnership. Registrant commenced to transact business under the fictitious business name or names listed above on January 5, 1982. (s) Alan Perlmuter. This statement was filed with the County Clerk of Monterey County on Jan. 12, 2005. Publication dates: Jan. 14, 21, 28, Feb. 4, 2005. (PC111)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050069. The following person(s) is(are) doing business as: **CANNERY ROW 585 BUILDING**, 585 Cannery Row, Monterey, CA 93940. **ANGELO ISRAEL SHAKI**, 421 Martin St., Monterey, CA 93940. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Jan. 11, 2005. (s) Angelo Israel Shaki. This statement was filed with the County Clerk of Monterey County on Jan. 11, 2005. Publication dates: Jan. 14, 21, 28, Feb. 4, 2005. (PC112)

Clerk of Monterey County on Jan. 11, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC122)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050013. The following person(s) is(are) doing business as: **eTryOn**, 395 Del Monte Center #117, Monterey, CA 93940. **ADAM MORO**, 781 Martin St., Monterey, CA 93940. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on N/A. (s) Adam Moro. This statement was filed with the County Clerk of Monterey County on Jan. 3, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC116)

SUMMONS

CASE NUMBER: M 67460
NOTICE TO DEFENDANT:
KIM MAUREEN MITCHELL;
and DAVID L. MITCHELL;
and Does 1 to 19;

YOU ARE BEING SUED BY PLAINTIFF:
ANTONIO CRICELLI;
and NINA WILCOX

You have 30 CALENDAR DAYS after this summons is served on you to file a typewritten response at this court. A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

The name and address of the court is:
MONTEREY SUPERIOR COURT
1200 Aguajito Road
Monterey, California 93940

The name, address and telephone number of the plaintiff's attorney, or plaintiff without an attorney, is:
Robert E. Rosenthal (Bar #67343)
BOHNNEN, ROSENTHAL & DUSEN-BURY
555 Abrego Street, 2nd Floor
Monterey, California 93940

(831) 649-0272
Date: Oct. 22, 2003
(s) Sherri L. Pedersen, Clerk
by Regina Pak, Deputy
Publication Dates: Jan. 14, 21, Feb. 4, 11, 2005. (PC 108)

NOTICE OF PETITION TO ADMINISTER ESTATE OF VIOLET V. PEACOCK
Case Number MP17468

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of **VIOLET V. PEACOCK**.

A PETITION FOR PROBATE has been filed by **CLIFFORD KALLIS** in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that **CLIFFORD KALLIS** be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The Independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.

A HEARING on the petition will be held on February 18, 2005 at 10:30 a.m., Dept.: 16, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner:
PEGGY A. SCHMIDT
Stone, Welsh & Schmidt
413 Forest Ave.
Pacific Grove, CA 93950
(831) 373-1993

This statement was filed with the County Clerk of Monterey County on Jan. 13, 2005.
Publication dates: Jan. 21, 28, Feb. 4, 2005. (PC117)

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MONTEREY

ORDER TO SHOW CAUSE FOR CHANGE OF NAME

Case No. M71865.

TO ALL INTERESTED PERSONS: petitioner filed a petition with this court for a decree changing names as follows:

Present name: GINA RENEE LEIER
Proposed name: GINA ROSE RENEE THE COURT ORDERS that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.

NOTICE OF HEARING: FEBRUARY 25, 2005, at 9:00 a.m. The address of the court is 1200 Aguajito Road, Monterey, CA 93940.

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: The Carmel Pine Cone, Carmel.

(s) ROBERT O'FARRELL
Judge of the Superior Court
Date filed: JAN. 4, 2005
Publication dates: JAN. 21, 28, FEB. 4, 2005. (PC 118)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050073. The following person(s) is(are) doing business as: **HAMLIN PROPERTIES LLC**, 7902 Moss Landing Rd (P.O. Box 307), Moss Landing, CA 95031. **NATHAN ALLEN SAWYER**, 8071 Moss Landing Rd., CA 95031; **KIM SOTANO**, 8572 Laguna Pl., Moss Landing, CA 95031. This business is conducted by a limited partnership. Registrant commenced to transact business under the fictitious business name or names listed above on January 10, 2005. (s) Nathan A. Sawyer. This statement was filed with the County Clerk of Monterey County on Jan. 12, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC113)

FICTITIOUS BUSINESS NAME STATEMENT File No. 20050100. The following person(s) is(are) doing business as: **WELCOME HOME**, 3226 San Lucas Rd., Carmel, CA 93923. **SUSAN RAWSON DRISCOLL**, 3226 San Lucas Rd., Carmel, CA 93923. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on N/A. (s) Susan Rawson Driscoll. This statement was filed with the County Clerk of Monterey County on Jan. 14, 2005. Publication dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC121)

CITY OF CARMEL-BY-THE-SEA
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN to all persons bearing any interest in the matter, that the City Council of the City of Carmel-by-the-Sea, California, will conduct a Public Hearing.

SUBJECT: Receive report and provide policy direction regarding nuisance abatement proceedings currently in progress on property located at the southwest corner of Lincoln and 3rd, block 32, lot. Property owner is Norbert Kammer.

PURPOSE: To determine if nuisance abatement procedures should continue.
ZONING DISTRICT: R-1
Residential
COMPLIANCE WITH CEQA: Exempt
DAY: Tuesday
DATE: February 1, 2005
TIME: 4:30 P.M. or shortly thereafter.

PLACE: The City Council Meeting will be held in the City Hall Council Chambers located on the east side

of Monte Verde Street between Ocean and Seventh Avenues.

Any court action made pursuant to decisions made by the City on this proposed action may be limited to issues raised at the public hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing.

ALL INTERESTED PARTIES are invited to attend said Hearing and express opinions or submit evidence for or against the proposal as outlined above.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA

(s) Karen Crouch, City Clerk
DATED: January 14, 2005
The City of Carmel-by-the-Sea does not discriminate against persons with disabilities. The City Hall is an accessible facility. The City of Carmel-by-the-Sea a Telecommunications Device for the Deaf/Speech Impaired (TDD) number 1-800-735-2929.
Publication dates: January 21, 2005 (PC120)

CITY OF CARMEL-BY-THE-SEA
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN to all persons bearing any interest in the matter, that the City Council of the City of Carmel-by-the-Sea, California, will conduct a Public Hearing.

SUBJECT: Consideration of Ordinance No. 2005-01 amending Chapter 10.48 "Tour Buses", Section 10.48.020 "Use in Residential Districts" and Section 10.48.040 "Parking, Stopping or Standing".
PURPOSE: To provide consistency in Municipal Code regarding parking regulations.

ZONING DISTRICT: All
COMPLIANCE WITH CEQA: Exempt
DAY: Tuesday
DATE: February 1, 2005
TIME: 4:30 P.M. or shortly thereafter.

PLACE: The City Council Meeting will be held in the City Hall Council Chambers located on the east side of Monte Verde Street between Ocean and Seventh Avenues.

Any court action made pursuant to decisions made by the City on this proposed action may be limited to issues raised at the public hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing.

ALL INTERESTED PARTIES are invited to attend said Hearing and express opinions or submit evidence for or against the proposal as outlined above.

BY ORDER OF THE CITY COUNCIL

CIL OF THE CITY OF CARMEL-BY-THE-SEA

(s) Karen Crouch, City Clerk
DATED: January 14, 2005

The City of Carmel-by-the-Sea does not discriminate against persons with disabilities. The City Hall is an accessible facility. The City of Carmel-by-the-Sea a Telecommunications Device for the Deaf/Speech Impaired (TDD) number 1-800-735-2929.
Publication dates: January 21, 2005 (PC119)

SUMMONS

CASE NUMBER: 04C01498
NOTICE TO DEFENDANT:
LAWRENCE L. FOREMAN
aka **LAWRENCE FOREMAN**
aka **LARRY L. FOREMAN**
aka **LARRY FOREMAN**,
CALIFORNIA DEPARTMENT OF MOTOR VEHICLES
and DOES 1 through 200,
inclusive

YOU ARE BEING SUED
BY PLAINTIFF:
JUSTICE FEDERAL CREDIT UNION
fka **WILSHIRE WEST FEDERAL CREDIT UNION**

You have 30 CALENDAR DAYS after this summons is served on you to file a typewritten response at this court.

A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

The name and address of the court is:

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES
One Regent Street
LIMITED CIVIL JURISDICTION
Inglewood, CA 90301-1295

The name, address and telephone number of the plaintiff's attorney, or plaintiff without an attorney, is:

A. LYSA SIMON
Bar Number 94584
17134 Devonshire St., Suite 202
Northridge, CA 91325

Notice to the person served: You are served as an individual defendant. CCP 416.90 (individual).

Date: June 25, 2004
(s) John A. Clark, Clerk
by Sue Lilio, Deputy
Publication Dates: Jan. 21, 28, Feb. 4, 11, 2005. (PC 1208)

The Carmel Pine Cone
Legals Deadline:
Tuesday 4:30 pm
(for Friday publication)

Call Alex (831) 274-8590
or Fax (831) 375-5018

"Se Habla Espanol"

PUBLIC NOTICE



Carmel Area Water Management District
P.O. Box 221428, Carmel, CA 93922
(831) 624-1248 • FAX (831) 624-0811

NOTICE OF PUBLIC HEARING

The Board of Directors of the Carmel Area Wastewater District will hold a public hearing at 2:00 p.m. on Thursday, January 27, 2005 in the District Boardroom, 3945 Rio Road, Carmel, CA 93923 to receive comments on a new Ordinance authorizing fines and citations for violations of District Ordinance No. 91-03.

All sewer service users of the District, owners of property served or proposed to be served thereby, and others interested, will be heard concerning the proposed Ordinance. A copy of that draft Ordinance and Ordinance No. 91-03 are available for review at the Harrison Memorial Library on Ocean Avenue at Lincoln Street, or a copy may be had from the District Office located at 3945 Rio Road, Carmel, CA.

Ray von Dohren
General Manager

Publication dates: January 14, 21, 2005 (PC110)

POLICE LOG

From page 11B

locate it. He wanted this report on file in case it was found.

Carmel-by-the-Sea: Subject called to report a lighting fixture stolen from the small stairway to his business. The theft occurred sometime during Saturday night into Sunday morning. An employee noted the theft on Sunday morning and the owner called today to report it. Information passed on to morning watch for close patrol.

Carmel-by-the-Sea: Traffic collision on public property on San Carlos Street. Property damage only.

Carmel-by-the-Sea: A number of items were stolen from the victim's unlocked vehicle overnight from 01-10 to 01-11 while it was parked on Santa Rita Street.

Carmel-by-the-Sea: Welfare check on a Mission Street resident. Victim mentioned she wanted to kill herself and requested to speak to a CHOMP crisis worker.

Carmel-by-the-Sea: Peace disturbance on Mission Street at 2222 hours.

Carmel-by-the-Sea: Disturbance of the peace at 2347 hours on San Carlos Street. A terminated employee was pounding on the business door demanding entry. The owner felt threatened and called the police. The employee was gone prior to officers' arrival. The owner said he would notify police if the employee

returned and did not wish further contact.

Carmel-by-the-Sea: At 0956 hours, an employee of a real estate agency at Mission and Sixth reported an unusual odor in the business. Upon arrival, noticed a sulphur-like smell in the basement storage area. Smell dissipating and nothing unusual found. Power outage occurred 10 minutes prior to start of smell. Smell continued to dissipate and occupants advised to monitor and report any unusual occurrence.

Carmel-by-the-Sea: At 1344 hours, Engine 7111 and Ambulance 7166 were dispatched to a vehicle accident at San Carlos and Seventh. Upon arrival, found a 2005 Toyota Corolla with minor front-end damage; no airbag deployment. Driver denied any injury. Vehicle battery was disconnected and tow truck arrived on scene.

Carmel area: A deputy made a traffic stop on a 47-year-old male Salinas resident at South Carmel Hills Drive and Highway 1 for displaying the wrong year tab on the vehicle's license plate. The driver was found to be driving on an expired license. He also informed the deputies that he was in possession of marijuana and methamphetamine. A search subsequent to the arrest yielded less than 1 ounce of marijuana, drug paraphernalia of a smoking pipe, and a small bag containing off-white powder suspected to be methamphetamine. The incorrect 2005 year tab was traced back to the owners, two Seaside residents. They confirmed the tab was

See **POLICE LOG** next page



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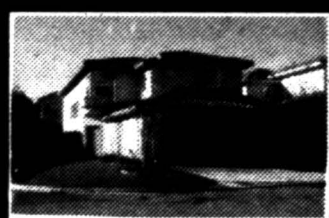
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www.beckyonline.com



Tierra Grande - Carmel Valley

Enjoy the spectacular valley views from this beautiful 3 bedroom, 2 bath Tierra Grande home. This Carmel Valley home offers 2,700 square feet of living space, tiled kitchen and bath, tons of natural sunlight, a 2-car garage and room for your own private vineyards. All within minutes of mid-valley shopping. \$1,075,000.



Las Palmas II

Shows like a model home - 6 years new with 3 BD, 2.5 BA, custom built patio/BBQ area, air conditioning, ex-lg walk-in closet, and a fabulous location. Truly a beautiful home. \$765,000.



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Celeinne Ysunza, Buyer, Salinas: "I have worked with Markus since 1989 and have nothing but great things to tell you about him. Markus has helped clients clean up their credit and transform their doubts into reality. When it comes to home ownership, he is a gifted financial advisor."

Tony Tersol, Buyer, Pacific Grove: "Markus & Mission Hills Mortgage helped refinance our home a few years ago. Their attention to detail and helpful guidance greatly facilitated the process. I have recommended the to friends & they too have found them to be very easy to work with."

Steven & Vickie Norman, Buyers, Seaside: "With Markus it's all about satisfying the customer. He really

listened to our concerns & expectations and matched each of them with confidence and a willingness to achieve our goal. He worked miracles! Call him!"

Mark & Nancy Williams, Seaside: "Markus and his team were great! They're efficient, professional and, most importantly, willing to educate. A definite value-added consultant group."

Nore Centeno, Realtor, Watsonville: "I have referred all my clients to Mission Hills Mortgage. They provide a level of trust, compassion and sincerity unequalled in any other lender."

Ken & Irene Edward, Buyers, Carmel: "It was a great experience to come to Mission Hills Mortgage. Markus, and all of his valuable experience and dependability, will go to work for you!"

Just a few on our list. We can help you, too!

Mission Hills Mortgage Bankers



Markus

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HOUSE OF THE WEEK

Arriba de la Montana



Situated at the top of a gated stone-lined driveway with views of Carmel Valley and the Ocean, this 3 bedroom, 3 bath, and 3,600 sq. ft. contemporary home has been remodeled with state-of-the-art design and craftsmanship.

Features include a gourmet kitchen/family room opening to gorgeous view deck with built-in BBQ, plus formal living and dining rooms—all perfect for entertaining! Enjoy the dramatic, large master suite as well as two guest bedrooms, each with it's own bath.



■ Price: \$1,995,000

■ Contact: Cheryl Heyerman
(831) 626-2245

www.cherylheyermann.com

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BANKER

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Court of the Golden Bough on Ocean Ave.
between Lincoln & Monte Verde • Carmel

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Special Values...

HACIENDA CARMEL. This very nice, light & bright studio unit, in this community for those 55 years of age or above, has a 3-panel sliding glass door which opens to the patio, a fireplace, updated oak cabinets, neutral carpet & vinyl and is located close to the walking berm, parking & Casa Central. Perfect for carefree living. **\$269,500.**

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POLICE LOG

From page 13B

stolen last year but wasn't reported to law enforcement. The suspect was arrested and booked into jail for various charges.

WEDNESDAY, JANUARY 12

Carmel-by-the-Sea: Male subject reported he lost a gold-colored ring in the area of a restaurant on Dolores Street between Fifth and Sixth Avenues sometime this morning.

Carmel-by-the-Sea: Victim reported theft by use of an access card. Unknown where crime occurred.

Carmel-by-the-Sea: A cat was killed when it was hit by an unknown vehicle on San Carlos Street. It was transported to the station pending contact with the owner.

Carmel-by-the-Sea: At 0247 hours, Engine 7111 and Battalion Chief 7103 were dispatched to a fire alarm at the Pan-American building at Junipero and Fifth. Upon arrival, found

nothing showing and the alarm panel showing a trouble signal, no active alarm. Building clear.

Carmel-by-the-Sea: Engine responded to a call for assistance for a woman who ended up on the floor and was unable to get up. Residence located at Norton Court. Assisted the woman into her chair and reset her Lifeline alarm.

Carmel-by-the-Sea: Engine 7111 and Battalion Chief 7105 responded to report of wires down in the road on Dolores between Second and Third avenues. Found a telephone cable on the road still attached to the main cable and the residence. Reattached the cable to the structure and left a note informing the owner of the actions, and advising contact with the phone company to make permanent repairs.

Pebble Beach: A 52-year-old male suspect was arrested for prowling and petty theft after being witnessed entering a vehicle parked at a Las Loftin Road residence and removing some money.

Carmel Valley: A female victim reported several events of stalking, annoying or threatening phone calls, criminal threats and false imprisonment in which a 21-year-old male Seaside res-

ident was the suspect. The latest was this morning, when the suspect, a former boyfriend, confronted the victim by surprise at her residence. She said he expressed his desire to continue seeing her and prevented her from leaving in her vehicle. He forced open the driver's door and took her CD case. She reported he then chased her in his vehicle, passing her and then slamming on the brakes four or five times in front of her in an attempt to get her to pull over, which nearly caused a collision. She was able to drive past him and he continued to chase her on Carmel Valley Road. In the area of September Ranch, he broke off the chase, turned and left the area. She also reported a similar incident approximately two days ago in the Albertson's parking lot. He also took several personal property items at that time. She and family members report receiving threatening and/or annoying telephone calls from the suspect. She said he threatened to "get her" and said if he couldn't find her, he would send people to find her. She expressed fear for her safety, as did the other family members. A "be on the lookout" was broadcast for the suspect, and he and his vehicle were located at his residence on Waring Street in Seaside. He was taken into custody without incident. He was subsequently questioned and booked into Monterey County Jail.

THURSDAY, JANUARY 13

Carmel-by-the-Sea: One single gold-colored dangling pierced earring was turned in to the station at 1500 hours.

Carmel-by-the-Sea: Elderly female reported being inappropriately touched by a 50-year-old male while giving him a ride from Monterey to Carmel. Occurred on Scenic Road.

Carmel-by-the-Sea: Suspect called the victim at his Monte Verde residence and left a message on the victim's cellular phone threatening him.

Carmel-by-the-Sea: Person who did not wish contact complained of loud drums coming from the theater on Monte Verde Street at 2058 hours. Contacted one of the staff members who agreed to have the volume lowered.

Carmel-by-the-Sea: At 1355 hours, Engine 7111 was dispatched to auto-aid call at a 17th Avenue residence in the Cypress Fire Protection District. Upon arrival, found Engine 7211 on scene with a possible chimney fire. Engine 7111 crew laddered the roof and surveyed the upper chimney; nothing found. Lower fire extinguished by 7211. No damage found.

Carmel-by-the-Sea: At 1713 hours, received a walk-in report of wires in a tree at Guadalupe and Fifth. Upon arrival at 1714 hours, nothing unusual was found. All electrical wires intact and an electrical service out in the area.

Carmel Valley: Female, age 56, reported suspicious circumstances that occurred at the Carmel Valley post office on Via Contenta.

Carmel area: Four juveniles were found under the Carmel River Bridge at 1715 hours in possession of marijuana. All were cited and released to their parents.

Carmel Valley: A 41-year-old female reported she was choked. Case continues.

FRIDAY, JANUARY 14

Carmel-by-the-Sea: Casanova Street resident called several times complaining about loud noise coming from her neighbor's house. She said she was ill and couldn't sleep because of the noise. There were several subjects in the house talking and laughing, but the noise level did not appear to be excessive. The subjects were contacted and advised of the complaint. They agreed to lower it down. All parties agreed that the poor insulation of the house was a factor.

The neighbor declined to press charges at first but said she would sign a citation after calling the fourth time. Upon arrival, she didn't answer her door or the phone. Noted the noise level was barely audible from the person's house. No further problems or complaints were reported.

Carmel-by-the-Sea: Civil problem on Mission Street involving a vehicle being repossessed.

Carmel-by-the-Sea: Unknown suspect(s) entered the victim's unlocked vehicle while it was parked on Torres Street and stole her wallet out of her purse. Victim was only away from her vehicle for less than five minutes.

Carmel-by-the-Sea: Units responded to check on a male subject under a blanket on Ninth Avenue at 1342 hours. Upon arrival, noted the subject standing and then begin to remove his pants. He then defecated on the ground in plain view of passing vehicles and pedestrians. He was contacted and he advised it was an emergency and he needed to go. He did admit he had been sitting on the ground for a while. The subject was issued a citation for defecating in public.

Carmel-by-the-Sea: Subject reported he lost his cell phone on Junipero after

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From previous page

he left work on 01-11.

Carmel-by-the-Sea: Report of a 911 hang-up from a location on Mission Street. Upon callback, the dispatcher received a fax machine. Upon arrival, contacted the owner, who stated she was dialing a cell phone starting with 915 and dialed 911 in error. There were no emergencies.

Carmel-by-the-Sea: Domestic suspicious circumstances on Carmelo.

Carmel-by-the-Sea: Units responded to the area of San Carlos and Seventh on report of an intoxicated male. His breath and person smelled like an alcoholic beverage. The suspect, a 54-year-old male, was arrested for public intoxication.

Carmel-by-the-Sea: Engine 7111 and Battalion Chief 7104 responded to report of wires down in the roadway at Camino Real and Eighth. All units canceled by FireComm. Confirmed Comcast cable repair crew on scene prior to engine's arrival.

Carmel Valley: An 88-year-old male Hacienda Carmel resident was a victim of a telephone scam which resulted in him losing approximately \$3,000.

SATURDAY, JANUARY 15

Carmel-by-the-Sea: While on patrol, observed three subjects walking east on Sixth Avenue at 0442 hours. The subjects saw the patrol vehicle and ran north on Mission. After turning onto Mission, the subjects were gone. Searched the area and found three juvenile females. They were released to their parent/guardian.

Carmel-by-the-Sea: Female reported she got into a fight with her 22-year-old daughter and requested she be escorted from the Santa Fe Street residence. Both parties were counseled and agreed to try to work out their problems. Verbal only.

Carmel-by-the-Sea: Subject reported that sometime during last night, unknown persons threw two eggs at a Mission Street store's front windows. The eggs caused no damage to the window and the caller would locate a window washer to clean it.

Carmel-by-the-Sea: Units responded to a Carmel Plaza store for report of a verbal dispute regarding a customer. The dispute was over upon arrival, and both parties were contacted. The caller said the customer pushed him after they had a verbal exchange. No prosecution desired but the customer was asked to leave the store. Information only.

Carmel-by-the-Sea: Crespi Avenue resident reported there

were two juveniles shooting pellet guns into Mission Trail Park. When she confronted the juveniles and their father, they denied shooting anything and denied having any rifles. Responded to the location on Crespi and contacted the father, who showed the rifles in question. It was determined the rifles do not shoot anything and only make a shooting noise. The father was reminded of the importance of safety with toys that look real and the dangers associated with playing with them in public.

Carmel Valley: During a vehicle check at 0022 hours at Carmel Valley Road and Schulte Road, two juvenile females were found to be in possession of marijuana and tobacco, and in violation of curfew. Case continues.

Carmel Valley: Female Southbank Road resident reported two bicycles were stolen from her carport between 01-11 and the

morning of 01-12. These two bikes were replaced with two damaged bicycles.

Carmel Valley: During a vandalism investigation at the Cachagua Road residence of a 58-year-old male, a recent incident of domestic violence with a weapon was discovered. Case continues.



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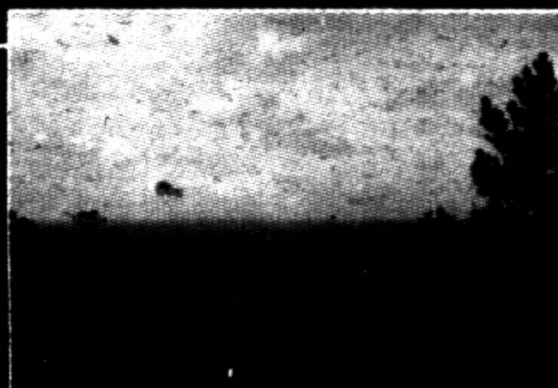
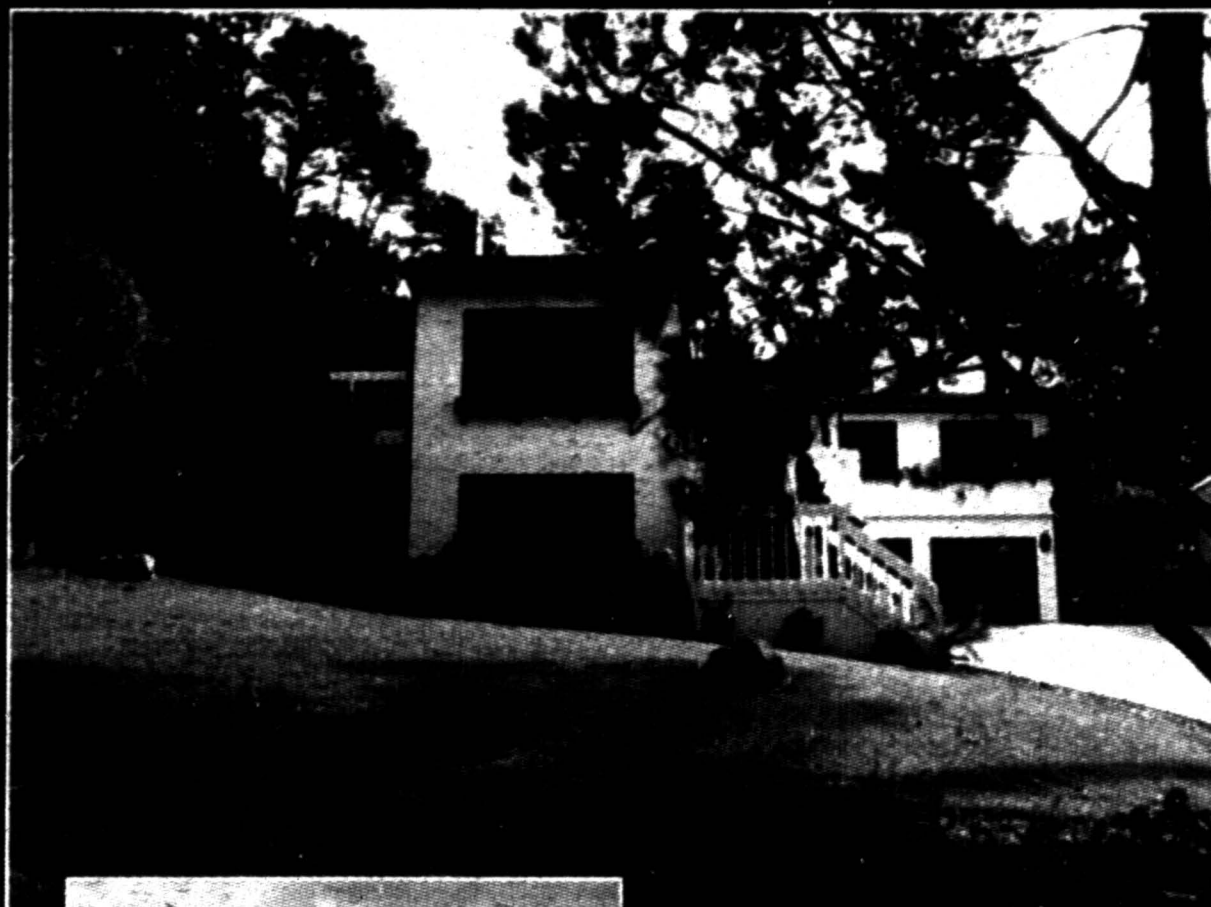
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No matter whether your heart is set on a wedding at a perfect country inn in Carmel Valley or the sanctuary of a beautiful, candlelit church in Carmel-by-the-Sea, you should realize that there can be intense competition for location, caterers, florists, entertainment, everything. Planning ahead — way ahead —

will prevent your dream wedding location from being usurped by some other bridal pair.

At least six months, preferably 12 months before the wedding, the following should be considered:

♦ **The budget.** A realistic assessment of what you can spend will help steer the course of the wedding away from forcing you to begin your married life buried in debt.

♦ **Hone the guest list,** the length of which will determine possible locations for the wedding and reception.

♦ **Reserve not only the wedding venue, but the reception location and airline tickets and hotel for the honeymoon.** (You can't use frequent-flyer miles to the most sought-after locations without booking far, far in advance.)

♦ **Reserve the services of the pastor or other person who will perform the ceremony.**

♦ **Select wedding attendants and make sure they "save the date."**

♦ **Book local hotel rooms for out-of-**



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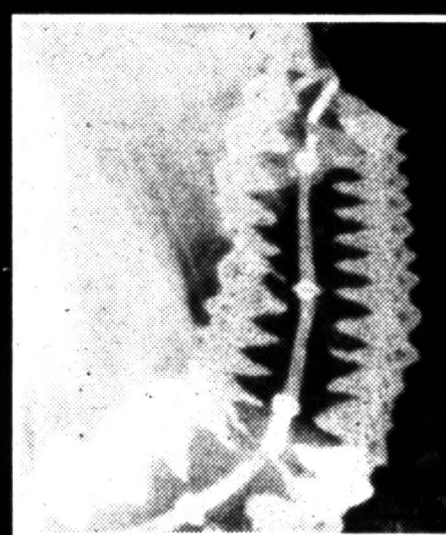
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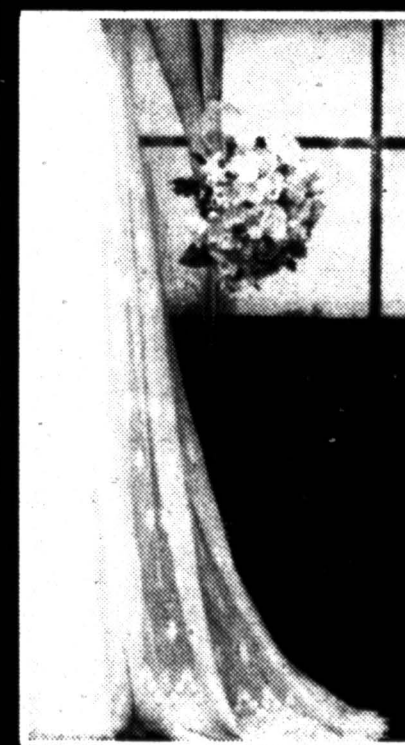


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town guests, family and attendants.

- ◆ Check catering facilities at the reception location. Contract with an outside caterer, if necessary.
- ◆ Book a photographer and videographer.
- ◆ Discuss any written prenuptial agreements.
- ◆ Select wedding and bridesmaids' dresses or the design you wish a seamstress to use.
- ◆ Discuss and plan living arrangements after the wedding (these days, many couples already have that taken care of).
- ◆ Request announcement of the engagement in your hometown newspaper.
- ◆ Select your wedding rings.

About four months before the wedding date, final arrangements should be completed by:

- ◆ Paying deposits and signing contracts for the ceremony. Writing even an informal "letter of understanding" detailing what you expect from caterers, florists, entertainers and photographers can save disastrous misunderstandings on the final day. Agreements or changes made in person or over the telephone should be memorialized with a simple letter while the details are still fresh in all minds.
- ◆ All attire should be ordered, with color schemes communicated to the parents of bride and groom.
- ◆ Sign up with a bridal registry. Many small, local stores can make a gift registry available world-wide on the Internet; and a large national chain like Macy's will obviously be able to make a registry available to guests who will choose gifts in other cities.
- ◆ Order invitations.
- ◆ Check civil requirements for marriage licenses.
- ◆ Purchase wedding

rings.

- ◆ Reserve limousines.
- ◆ Finalize guest list and check correct mailing addresses.

◆ Shop for trousseau.
Sixty days before the ceremony is the time to:

- ◆ Address all invitations and send those to anyone who will have to make travel plans. Other invitations can be sent six weeks in advance of the ceremony.

- ◆ Review all agreements, including memos outlining changes or additions, with the person officiating, and all suppliers.

- ◆ Plan rehearsal

schedule and dinner and bridesmaid's luncheon.

- ◆ Decide on accessories, such as goblets for toasting, pillow for ring, garter, guest book, something borrowed, something blue.
- ◆ Book hairdresser and make-up artist for the morning of the ceremony.
- ◆ Finalize all accommodations for out-of-town guests and for the honeymoon.
- ◆ Order wedding cake.
- ◆ Have final fitting for wedding dress.
- ◆ Sit for bridal portrait.
- ◆ Get marriage license from the county recorder's office.
- ◆ Choose gifts for bridesmaids and groomsmen.
- ◆ Purchase book to record gifts received and write thank-yous immediately.
- ◆ Take care of legal details regarding change-of-name on driver's license, Social Security card, insurance, bank accounts, charge accounts, wills.

Three weeks before the ceremony, you should take care of:

- ◆ Reconfirming all accommodations; canceling any surplus.
- ◆ Send wedding announcement to the newspaper in the bride's hometown, the groom's hometown, and the location of the wedding.
- ◆ Select someone to be in charge of placing the guest book at the reception and of moving gifts.
- ◆ Get hair trimmed.
- ◆ Remind each other why you embarked on this journey in the first place.

One week before the big day, it's a good idea

to:

- ◆ Give the photographer a list of guests to immortalize on film. Discuss logistics with videographer.
- ◆ Contact guests who have not responded, to try to get an accurate count for caterer.
- ◆ Plan seating arrangements.
- ◆ Pack for honeymoon. Make sure your luggage is picked up by the limousine or is in the car taking you from the reception.
- ◆ Try to get plenty of sleep.
- ◆ Have a rehearsal and enjoy the dinner afterward.
- ◆ Pick up all wedding attire.
- ◆ Make a list of no more than seven things to remember on the Wedding Day. Besides the copy you think you'll be able to find that morning, give another to the Maid of Honor and Best Man and pin one to your wedding underwear. Make sure the first thing and the last thing on the list is: Enjoy! Your wedding will go by in a blur, but you'll have the photographs and videos to remind you what happened that day. ☺

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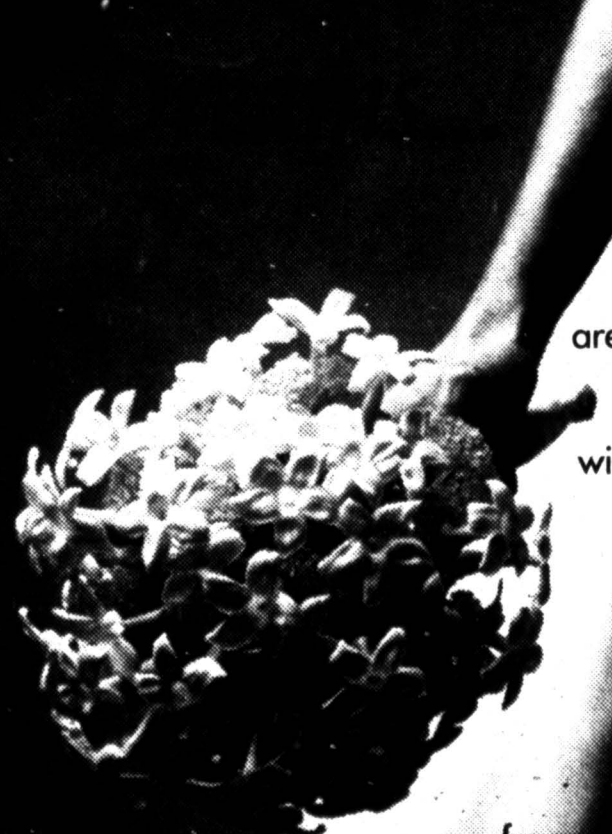
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Wedding photography: Preserving the memories

PINE CONE STAFF REPORT

Awedding can be the most important time in a couple's lives, creating memories they want to treasure forever and pass on to their children. Professional pictures taken at the wedding and the reception can help make this possible. So important are the pictures that you want to be sure you get high quality photos you can enjoy forever. Not only does your photographer create the images, in many cases he or she will also collect them in a portfolio which you will look at and display for years. Therefore, choosing a photographer is a very important step in your entire wedding plan. You want someone experienced who will do an excellent job. But if you're on a strict budget, price may be the determining factor.

Choosing a wedding photographer

There are many factors that determine what photographer you hire: the quality of photos, whether they are largely staged or candid, whether he/she shoots digital or film, how the photographer relates to guests, whether he/she tends to disrupt the ceremony, etc. It would be great if you could hire a photographer that you had already seen in action — perhaps at a family member or friend's wedding. But often this is not possible. And sometimes the hardest part of choosing a wedding photographer is the knowledge that you are signing a contract and promising to pay before you have seen the photos. That's how it works in the world of wedding photography; so how do you make a decision like this?

Referrals

First, you are going to want to look at referrals. Ask your friends or family members who shot their weddings and start compiling a list. You will also need to verify that these people are still active professionals. Ask everyone you can about their wedding and their wedding pictures. Most people will even let you see



PHOTO/PAUL MILLER

Some photographers treat every wedding as if it's a royal wedding, while others encourage a casual, spontaneous attitude among the couples they shoot — an approach often resulting in pictures that could never be posed.

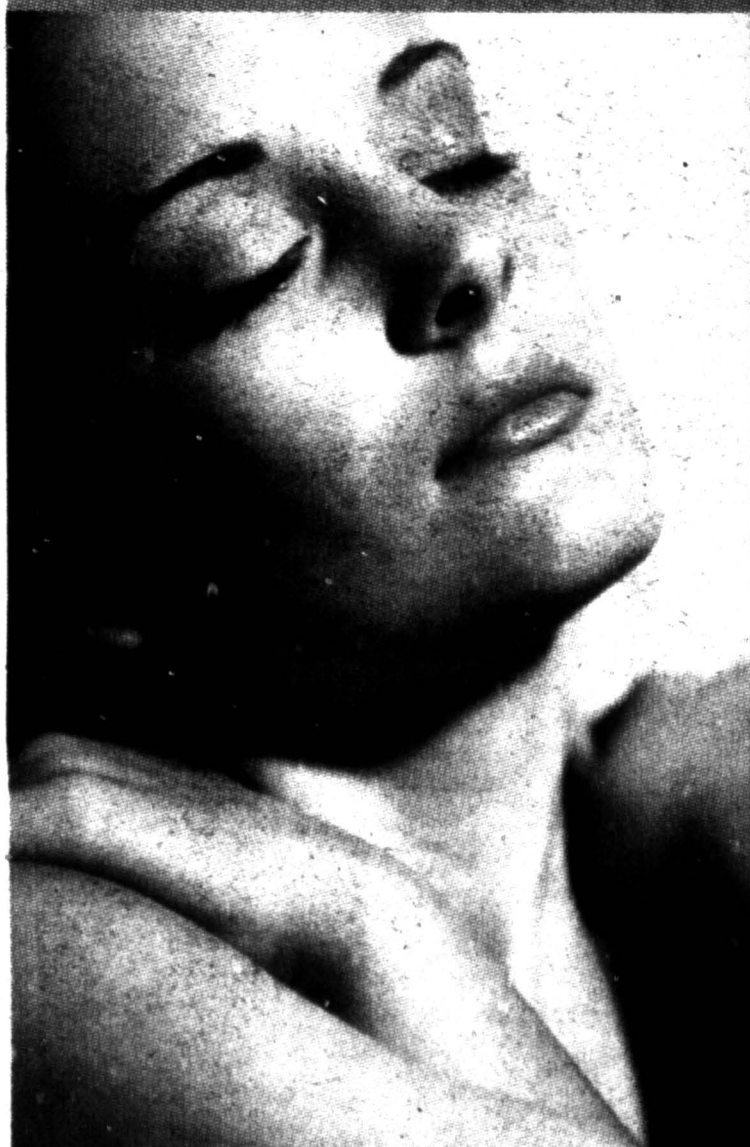
their wedding photos, allowing you to check out each photographer's work.

Experience & Samples

Aside from samples from people you know, you can ask the photographer for samples. You can call the photographers on your list and do an interview over the phone or make an appointment to meet in person. This is your chance to ask the photographer any

questions you may have regarding their experience, what training they have and what different types of photography they have studied. If you are doing an in-person interview, the photographer can show you portfolios of samples. If a phone interview goes well, you may want to meet the photographer in person and see a portfolio. Remember that, during the crush of making so many arrangements for a wedding, you may

how to avoid a harried wedding day



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develop a tendency to say, "yes," at the first opportunity. But choose your photographer carefully!

Schedule an Appointment

When you have chosen the photographer you think you want to use, you will have to schedule several appointments. The bride and groom, the bride's parents and anyone else who may be taking part in paying for the wedding should be present at these meetings regarding the wedding photography.

At these meetings, you will discuss price, payment schedule and possible deposits. Next you will discuss the plan for taking the photos. Many people also record videos. Do you want this? Will

your photographer be able to provide this service? Will it cost more?

Many people have specific plans as to what they want pictures of (e.g. bride and father coming down the aisle, bride and groom, rings exchanging, the kiss, the bridesmaids, etc.). This is your chance to get all this written down so that the photographer is sure to get all the shots you want. Other people give their photographers a little more freedom to decide what pictures will be good to take.

Be sure to ask any questions you have about this very important event. Your wedding photography is vital, so don't hesitate to be clear about what you want. ☺



PHOTO/WINSTON BOYER

The Big Sur coast is a perfect setting for adventuresome couples to say, "I do," especially if they don't mind getting their feet wet. The above sequence was captured at Pfeiffer Beach.

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CHOOSING YOUR WEDDING DATE

AS YOU consider the style of your wedding, you may find yourself imagining the scene in each different season. The mood and weather of the month you choose have an undeniable impact on the tone of the occasion.

Rites of Spring

Weddings that take place in March, April, or May have the advantage of being first on the year's wedding dance card. As winter ends on the Monterey Peninsula, storms are much less likely to interfere with your plans, and summer

fog will probably not get in the way, either. April is an unabashedly romantic month, with many of the year's loveliest flowers. May weddings offer all the benefits of these held in April, plus the likelihood of good weather.

Summer weddings

June, of course, is the most popular month in which to marry. The tradition began centuries ago with the ancient Romans. The month of June was named for Juno, goddess of women and marriage, who vowed to protect those who married in her month. In many parts of the country, June is also the first month

of predictable fair weather. Here, however, it can be the first month of summer chills and fog. Many a guest has shivered through an outdoor June wedding on Carmel Beach or at Asilomar State Park! Nevertheless, another June offering is the rose, the quintessential romantic flower that blooms profusely during this month. And school ends in June, freeing guests to travel and college-age newlyweds to take their honeymoons.

But getting married in June has challenges, too. Wedding locations, musicians, florists, caterers, and clergy are in high demand during this month. Being a June bride is worth the extra planning, if you've had that particular dream since adolescence, and the month does carry undeniable joyousness. Just be sure to allow enough time to make arrangements for services you need and want. For example, if you're Catholic and want to marry at the Carmel Mission Basilica, don't forget that a year in advance is not too early to book that venue.

For couples who want a summer wedding but are not emotionally bound to the month of June, July is a fine choice. It's the height of summer, nights are long, and outdoor weddings run little risk of bad weather, as long as you pick Carmel Valley, Pasadera, or a comparable location. Family members who live far away may be more able to get time off from work to travel in summer months, and children are out of school.

The same goes for August. It is such a popular vacation month that if you don't send your invitations out well in advance, you might receive a higher number of regrets.

Fall is for lovers

There are numerous good reasons to consider getting married in September or October. The weather is usually mild and sunny on the Central Coast, and the tide of summer travelers has ebbed a bit. Back east, some couples make the autumn foliage a key part of their wedding design using wreaths, harvest motifs, and a warm palette in their decorating schemes. In Monterey County, it's the best time of year to schedule a wedding at the beach.

Another advantage to autumn weddings: honeymoon destinations are less crowded, since most schools start in September.

Winter weddings

Fewer people get married in November than in summer or fall, which means many popular wedding locations will be available. The same holds true for musicians, florists and caterers, all of whom are eager to spend extra time with you in the slow month before the Christmas holidays.

December is an age-old favorite for nuptials. What is more romantic than exchanging vows in a candlelit chapel,

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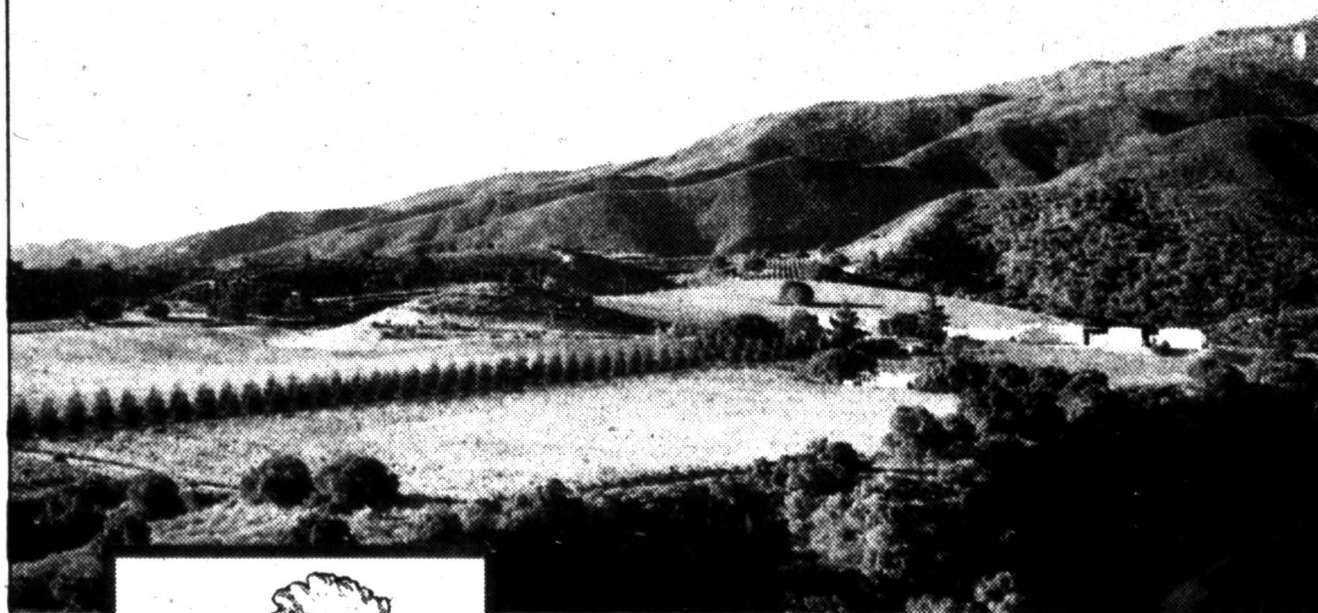
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With snow falling outside? The scent of pine in the air, the yuletide spirit, and the notorious holiday feasting all lend themselves perfectly to a wedding celebration. Many hotels and restaurants are lavishly decorated for the season, so you may be able to save on decorations and still have a festive affair. Families and friends traditionally get together for the holidays, which is another benefit to planning your wedding at this time. According to Irish folk-les, the last day of the year is an especially lucky one on which to wed.

Scottish lore, meanwhile, has it that January is the most fortuitous day for a wedding. Tying the knot in January or February has the same advantages as doing so in



PHOTO/JOHN LIVINGSTONE

Want to have a wedding that takes your guests' breath away? Monterey County has plenty of locales that are among the most beautiful in the world. This bride was photographed at Rocky Point Restaurant in Big Sur.

November, with many sites and services more readily available to you. These months are also a perfect time for a honeymoon wedding. In quiet winter months, family and friends will welcome an invitation to travel to a ski village or

an exotic (and possibly warmer) locale. If you're considering a winter wedding, remember that February has the most romantic wedding date of all — Valentine's Day. ☺

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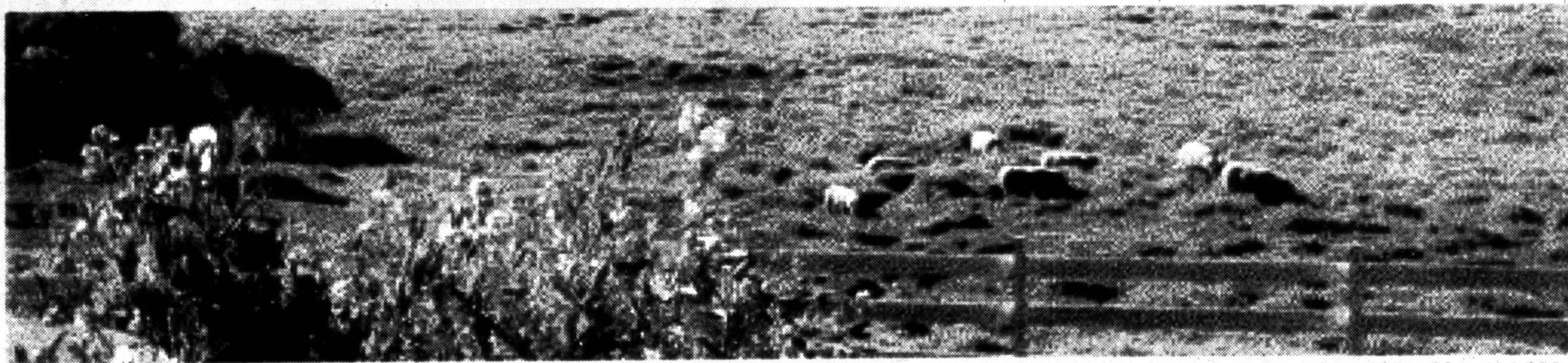
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In fact, history has shown that many wedding goers can't remember what the bride was wearing, but can't seem to forget the clever centerpiece on the table. The right accessories and bridal gifts can make a wedding unique and also serve as lifelong keepsakes.

Accessorize

When the wedding is over, the bride and groom have a life together to look forward to. But, as the years go by, for many couples, all that is left from the ceremony itself are the memories. To make the occasion last forever for them, and their guests, many wedding experts suggest shopping for wedding accessories that have special meaning, reflect their personal style, and help mark magical moments.

Cake toppers, for example, have evolved from the traditional statues of bride and groom of yesterday to flowers, collectible figurines and mementos.

Other unique wedding accessories that

can help to preserve the moment in time are toasting glasses, invitation holders and cake cutters and servers.

Gift-giving

Throughout the engagement and wedding planning, bridesmaids, groomsmen and family members lend a helping hand. Without these key loved ones, many couples would be lost. It's important to acknowledge this devotion by presenting memorable bridal party gifts.

Giving each of them something that will reflect appreciation and special meaning for the day. Photographs with each person in the bridal party help capture the moment. Display each picture in a special frame to make a lasting impression on friends and family members.

Favored flair

Everyone loves to bring home a wedding memento. Whether it's a bouquet of flowers in a keepsake vase, or a small take-home token, wedding favors truly are "favored."

You can also add to the fun of the reception evening by letting a lucky guest from each table take home the centerpiece. Whether it's a beautiful vase that is filled with flowers or a candleholder with a fragrant candle, it will certainly be a remembered gesture.

And, when guests bring home a favor or centerpiece from the wedding that matches the cake topper and other wedding accessories, it is guaranteed that they will remember the "look" of the evening for years to come. ☛

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